

LEGISLATIVE JOURNAL

SIXTY-FIFTH SESSION

FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, January 6, 1953

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Sixty-fifth Session of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12 o'clock, noon, Tuesday, January 6, 1953, and was called to order by Mr. Charles J. Warner, Lieutenant Governor.

Prayer was offered by the Reverend C. E. A. McKim of Tabernacle Christian Church, Lincoln, Nebraska.

The roll was called and the following members were present:

Adams, John, Sr.	Beaver, John E.	Britt, Howard L.
Anderson, Lester H.	Bixler, J. Monroe	Brown, J. L.
Aufenkamp, John	Bridenbaugh, Hal	Burney, Dwight W.

Carmody, Arthur	Hubka, Ernest A.	Moulton, William
Carpenter, Terry	Klaver, Sam	Nelson, Frank
Carson, Hugh	Kotouc, Otto, Sr.	Person, O. H.
Coffey, Tom	Larkin, John J., Jr.	Peterson, K. W.
Cole, D. J.	Lee, Earl J.	Pizer, Harry L.
Cramer, Glenn	Liebers, Otto H.	Shultz, L. M.
Diers, H. K.	Lillibridge, C. C.	Syas, George
Dooley, Tom	McHenry, William A.	Tvrdik, Charles F.
Duis, Herbert J.	McNutt, Robert D.	Vogel, Karl E.
Fenske, A. A.	Martin, Joseph D.	Williams, W. J.
Hill, Ralph W.	Marvel, Richard D.	Wilson, Charles

Mr. Ed Lusienksi was excused because of illness.

MOTION—Flowers

Mr. President: I move that the Legislature send flowers to Mr. Lusienksi. (Signed) Dwight W. Burney

The motion prevailed.

MOTION—Rules

Mr. President: I move that the rules of the last session, as revised and distributed to the members, be adopted until further order by the Legislature. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Temporary Clerk

Mr. President: I move that Leonard T. Fleetwood be appointed as temporary assistant to the Clerk. (Signed) Lester H. Anderson

The motion prevailed.

MOTION—Temporary Sergeant-at-arms

Mr. President: I move that Jim Reed be appointed to serve as temporary sergeant-at-arms and that he be authorized to select the temporary doorkeepers. (Signed) D. J. Cole

The motion prevailed.

MOTION—Committee on Credentials

Mr. President: I move that a committee of five be appointed on credentials. (Signed) Richard Marvel

The motion prevailed and the President appointed the following members to serve on said committee: Marvel, chairman; Duis, Diers, Peterson and Pizer.

REPORT OF COMMITTEE ON CREDENTIALS

Mr. President: Your Committee on Credentials begs leave to report that we find the following to be duly elected members of the Legislature of the State of Nebraska for the Sixty-fifth Session.

- | | |
|-----------------------------|--------------------------|
| 1. Otto Kotouc, Sr. | 23. C. C. Lillibridge |
| 2. John Aufenkamp | 24. H. K. Diers |
| 3. Tom Dooley | 25. Lester H. Anderson |
| 4. George Syas | 26. Ed F. Lusinski |
| 5. John Adams, Sr. | 27. Glenn Cramer |
| 6. Sam Klaver | 28. Frank Nelson |
| 7. Charles F. Tvrdik | 29. Hugh Carson |
| 8. John J. Jack Larkin, Jr. | 30. Joseph D. Martin |
| 9. Karl E. Vogel | 31. Richard D. Marvel |
| 10. William Moulton | 32. William A. McHenry |
| 11. Earl J. Lee | 33. Tom Coffey |
| 12. John E. Beaver | 34. W. J. Lefty Williams |
| 13. Hal Bridenbaugh | 35. K. W. Peterson |
| 14. Dwight W. Burney | 36. Herbert J. Duis |
| 15. Charles Wilson | 37. Arthur Carmody |
| 16. L. M. Shultz | 38. Harry L. Pizer |
| 17. O. H. Person | 39. J. L. Brown |
| 18. Otto H. Liebers | 40. D. J. Cole |
| 19. Howard L. Britt | 41. J. Monroe Bixler |
| 20. Robert D. McNutt | 42. Terry Carpenter |
| 21. Ernest A. Hubka | 43. A. A. Fenske |
| 22. Ralph W. Hill | |

MOTION—Adopt Report

Mr. President: I move that we adopt the report of the Committee on Credentials. (Signed) Richard Marvel, Chairman

The motion prevailed.

MOTION—Committee to Wait Upon Chief Justice

Mr. President: I move that a committee of five be appointed to wait upon the Chief Justice of the Supreme Court and escort him to the legislative chamber for the purpose of administering the oath of office to the members-elect. (Signed) Earl J. Lee

The motion prevailed, and the President appointed the following members to serve on said committee: Lee, chairman; Hubka, McNutt, Martin and Adams.

The committee withdrew and escorted the Chief Justice of the Supreme Court of Nebraska, Robert G. Simmons, to the rostrum, where he administered the following:

MEMBERS' OATH OF OFFICE

State of Nebraska)

) ss

Lancaster County)

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska and will faithfully discharge the duties of member of the Legislature according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence, for any vote I may give or withhold on any bill, resolution or appropriation, so help me God.

Arthur Carmody
J. L. Brown
Charles Wilson
L. M. Shultz
Dwight W. Burney
Frank Nelson
George Syas
William Moulton
Tom Dooley
Glenn Cramer
Sam Klaver
Hal Bridenbaugh

William A. McHenry
C. C. Lillibridge
Earl J. Lee
Ernest A. Hubka
J. Monroe Bixler
Harry L. Pizer
Ralph W. Hill
O. H. Liebers
Richard D. Marvel
Herbert J. Duis
H. K. Diers
Karl E. Vogel

Lester H. Anderson	Otto Kotouc, Sr.
Joseph D. Martin	Tom Coffey
K. W. Peterson	A. A. Fenske
Hugh Carson	John J. Larkin, Jr.
Terry Carpenter	John Aufenkamp
O. H. Person	John E. Beaver
D. J. Cole	Robert D. McNutt
W. J. Lefty Williams	John Adams, Sr.
Howard L. Britt	Charles F. Tvrdik

Sworn to before me this sixth day of January, 1953.

(Signed) Robert G. Simmons
Chief Justice, Supreme Court
of Nebraska

(Seal)

MOTION—Election of Officers

Mr. President: I move that we proceed to the election of officers of the Legislature, and that we vote by ballot and that the vote of a majority of the elected members be required for the election of each such office. (Signed) W. J. Williams

The motion prevailed.

MOTION—Informal Ballot

Mr. President: I move that we nominate candidates for office by means of informal ballot. (Signed) John J. Larkin, Jr.

The motion prevailed.

MOTION—Election of Speaker

Mr. President: I move that we proceed to vote on a candidate for Speaker. (Signed) Otto H. Liebers

The motion prevailed.

Mr. Adams announced that he did not wish to be a candidate for Speaker.

Nominating Ballot for Speaker:

Tvrdik	.....19
Burney	.....11

Pizer	8
Liebers	3
Carmody	1

Mr. President: I move that we drop the two low and vote on the three high candidates for Speaker. (Signed) C. C. Lillibridge

The motion prevailed with 37 ayes, 0 nays, and 6 not voting.

Pizer	10
Tvrdik	22
Burney	10

MOTION—To Make Unanimous

Mr. President: I move that the rules be suspended and Mr. Tvrdik be declared unanimously elected. (Signed) Dwight W. Burney

The motion prevailed with 39 ayes, 0 nays and 3 not voting.

Mr. Tvrdik expressed his appreciation for the honor extended to him.

MOTION—Election of Clerk

Mr. President: I move that the rules be suspended and that Hugo F. Srb be elected unanimously as Clerk of the Legislature. (Signed) John E. Beaver

The motion prevailed with 42 ayes, 0 nays and 1 not voting.

MOTION—Election of Postmaster

Mr. President: I move that we proceed to elect a postmaster. (Signed) Sam Klaver

The motion prevailed.

Nominating Ballot for Postmaster:

Mrs. Ruby B. Nelson	41
Mrs. Gertrude A. Tedd	0

Mr. President: I move that the informal ballot be made formal and Mrs. Nelson be elected as Postmaster. (Signed) Harry L. Pizer

The motion prevailed.

MOTION—Election of Chaplain

Mr. President: I move that we proceed to elect the Chaplain. (Signed) Glenn Cramer

The motion prevailed.

Nominating ballot for Chaplain:

E. C. Hansen	23
Leonard L. Chambers	19
W. J. Jurgensen	0

Mr. President: I move that the informal ballot be made formal and Reverend Hansen be declared elected. (Signed) Charles F. Tvrdik

The motion prevailed.

MOTION—Sergeant-at-arms

Mr. President: I move that we proceed to vote on Sergeant-at-arms. (Signed) Chas. Wilson

The motion prevailed.

Ballot for Sergeant-at-arms:

George Santo	35
R. C. Johnson	4
Buck Taylor	3

Mr. President: I move that the informal ballot be made formal and George Santo be declared elected. (Signed) John J. Larkin, Jr.

The motion prevailed.

EASE

The Legislature was at ease from 1:30 to 1:45 p.m. while the officers of the Legislature took the following oath:

OFFICERS' OATH OF OFFICE

STATE OF NEBRASKA, ss.

We, and each of us, do solemnly swear that we will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of our respective offices to the best of our ability, so help us God.

Hugo F. Srb, Clerk of the Legislature
 E. C. Hansen, Chaplain
 Ruby B. Nelson, Postmaster
 George L. Santo, Sergeant-at-arms
 Charles F. Tvrdik, Speaker

Subscribed in my presence and sworn to before me this sixth day of January, 1953.

(Signed) Robert G. Simmons,
 Chief Justice of the
 Supreme Court

(Seal)

MOTION—Committee on Committees

Mr. President: I move that we proceed to vote upon the Chairman of the Committee on Committees. (Signed) John Adams, Sr.

The motion prevailed.

Nominating ballot for Chairman of Committee on Committees:

Burney	3
Liebers	13
Williams	11
Lillibridge	11
Anderson	1
Carmody	1
Hill	1

Mr. President: I move that we suspend the rules and proceed to vote on the three high men—Lillibridge, Liebers and Williams. (Signed) J. L. Brown

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

Liebers	14
Williams	9
Lillibridge	19

Mr. President: I move that we suspend the rules and proceed to vote on the two high candidates. (Signed) W. J. Williams

The motion prevailed with 42 ayes, 0 nays and 1 not voting.

Final ballot for Chairman of Committee on Committees:

Liebers	14
Lillibridge	28

Mr. President: I move that we suspend the rules and declare Mr. Lillibridge elected unanimously. (Signed) O. H. Liebers

The motion prevailed with 40 ayes, 0 nays and 3 not voting.

MOTION—Committee on Committees

Mr. President: I move that we authorize the members residing within each congressional district to nominate three members to be elected by the Legislature and who shall serve on said Committee on Committees. (Signed) C. C. Lillibridge

The motion prevailed.

EASE

The Legislature was at ease for the caucus for membership on the Committee on Committees.

REPORT OF NOMINATION OF MEMBERS

Nominations from the congressional districts were reported as follows:

First District:

Richard Marvel
Otto Kotouc
Ralph Hill

Second District:

John J. Larkin, Jr.
Sam Klaver
Karl E. Vogel

Third District:

Charles Wilson
Hal Bridenbaugh
Dwight Burney

Fourth District:

Hugh Carson
K. W. Peterson
Herbert J. Duis

MOTION—Committee on Committees

Mr. President: I move that the persons chosen by the members from the different congressional districts be declared duly elected thereto. (Signed) C. C. Lillibridge

The motion prevailed.

COMMITTEE ON ELECTION RETURNS

Mr. President: I move that a committee of five be appointed to invite the Secretary of State to appear, and bring with him the returns of the regular election of 1952. (Signed) Hal Bridenbaugh

The motion prevailed and the President appointed the following members to serve on the committee: Bridenbaugh, chairman; Carson, McNutt, Vogel and Fenske.

Speaker Tvrdik Presiding

The committee retired and subsequently returned with the Secretary of State, Mr. James S. Pittenger, who reported as follows:

REPORT OF COMMITTEE ON ELECTION RETURNS

DEPARTMENT OF STATE

January 6, 1953

The Speaker of the Legislature
Sixty-fifth Session of the Legislature of Nebraska

Honorable Speaker:

In accordance with Section 4, Article IV, of the Constitution of the State of Nebraska, I have the honor to herewith deliver to you, under seal, the abstract of votes cast in the ninety-three counties of the State at the general election held on November 4, 1952, for President and Vice President of the United States and all other candidates and measures that are required by law to be canvassed by the Nebraska State Canvassing Board or the Nebraska Legislature, as submitted to us for delivery to the Speaker of the Legislature.

The results of the vote for the senatorial candidates for the respective offices have been certified to the Clerk of the United States Senate and the results of the Congressional District vote have been certified to the Clerk of the House of Representatives of the United States by the Governor and Secretary of State. Certificates of election have been issued and delivered to those persons whom the State Canvassing Board, in its canvass of the results of the election, has lawfully canvassed and found were elected and entitled to receive the same.

In compliance with Section 32-4.110 of the Revised Statutes of Nebraska for 1951, I also deliver to you the list of candidates receiving the highest vote for each particular office together with the vote for the six Constitutional amendments which were proposed by the 1951 Legislature. The certificate of the Secretary of State accompanies the foregoing list.

The original sheets containing the tabulation of votes for all candidates and measures for the ninety-three counties, covering the general election of November 4, 1952, which constitutes a part of the official record of the Nebraska State Canvassing Board, are submitted for your scrutiny. Since these sheets are part of our records, we respectfully request that they be returned for our files at the completion of your official canvass.

Respectfully submitted,

(Signed) JAMES S. PITTENGER
Secretary of State

JSP:blh
Enclosures

Mr. Charles F. Tvrdik, Speaker of the Nebraska Legislature, opened, published and declared the returns of such election, in accordance with the constitutional provision.

CERTIFICATE OF SECRETARY OF STATE

I, James S. Pittenger, Secretary of State of the State of Nebraska do hereby certify that the attached thirteen sheets constitute a true and correct list of candidates for public office, required to file for office with the Secretary of State, who received the highest number of votes for each particular office as shown thereon, together with a list of the measures voted on at the general election in the State of Nebraska held on November 4, 1952.

I further certify that all of the constitutional amendments, except the one increasing the salary of the members of the Legislature, were adopted and a proclamation making them effective was issued by Governor Val Peterson and that the proposal to increase the salary of the members of the Legislature failed to receive the required thirty-five per cent of the total vote for the measure and it was proclaimed defeated and of no effect by the Governor.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this sixth day of January in the year of our Lord, one thousand nine hundred and fifty-three.

SEAL

(Signed) JAMES S. PITTENGER
Secretary of State

OFFICERS ELECTED AT 1952 GENERAL ELECTION

Votes cast for President and Vice President of the United States:

President—Dwight D. Eisenhower.....	421,603
Vice President—Richard M. Nixon.....	421,603

United States Senator—Hugh Butler.....	408,971
(Full Term)	
United States Senator—Dwight Griswold.....	369,841
(Two Year Term)	
Governor—Robert B. Crosby.....	366,009
Lieutenant Governor—Charles J. Warner.....	359,206
Secretary of State—Frank Marsh.....	359,784
Auditor of Public Accounts—Ray C. Johnson.....	388,168
State Treasurer—Frank B. Heintze.....	340,812
Attorney General—Clarence S. Beck.....	339,448
Railway Commissioner—Joseph J. Brown.....	334,642

CONGRESSMAN

First District—Carl T. Curtis.....	117,336
Second District—Roman L. Hruska.....	81,185
Third District—R. D. Harrison.....	89,379
Fourth District—A. L. Miller.....	98,032

JUSTICE OF THE SUPREME COURT

Second District—John W. Yeager.....	101,153
Fourth District—Fred W. Messmore.....	53,941
Sixth District—Edward F. Carter.....	88,682

MEMBERS OF THE LEGISLATURE

First District—Otto Kotouc, Sr.....	11,542
Second District—John Aufenkamp.....	7,377
Third District—Tom Dooley.....	6,219
Fourth District—George Syas.....	9,409
Fifth District—John Adams.....	8,476
Sixth District—Sam Klaver.....	7,015
Seventh District—Charles F. Tvrdik.....	10,690
Eighth District—John J. Jack Larkin, Jr.....	13,120
Ninth District—Karl E. Vogel.....	10,183
Tenth District—William Moulton.....	11,903
Eleventh District—Earl J. Lee.....	14,490
Twelfth District—John E. Beaver.....	8,564
Thirteenth District—Hal Bridenbaugh.....	8,438
Fourteenth District—Dwight W. Burney.....	7,747
Fifteenth District—Charles Wilson.....	6,696
Sixteenth District—L. M. Shultz.....	8,804
Seventeenth District—O. H. Person.....	10,583
Eighteenth District—Otto H. Liebers.....	12,055

Nineteenth District—Howard L. Britt.....	5,614
Twentieth District—Robert D. McNutt.....	21,024
Twenty-First District—Ernest A. Hubka.....	6,730
Twenty-Second District—Ralph W. Hill.....	6,329
Twenty-Third District—C. C. Lillibridge.....	6,092
Twenty-Fourth District—H. K. Diers.....	7,631
Twenty-Fifth District—Lester H. Anderson.....	6,160
Twenty-Sixth District—Ed F. Lusinski.....	5,579
Twenty-Seventh District—Glenn Cramer.....	7,426
Twenty-Eighth District—Frank Nelson.....	5,924
Twenty-Ninth District—Hugh Carson.....	4,961
Thirtieth District—Joseph D. Martin.....	8,641
Thirty-First District—Richard D. Marvel.....	12,756
Thirty-Second District—William A. McHenry.....	5,500
Thirty-Third District—Tom Coffey.....	6,356
Thirty-Fourth District—W. J. Lefty Williams.....	6,523
Thirty-Fifth District—K. W. Peterson.....	8,151
Thirty-Sixth District—Herbert J. Duis.....	7,454
Thirty-Seventh District—Arthur Carmody.....	7,365
Thirty-Eighth District—Harry L. Pizer.....	11,563
Thirty-Ninth District—J. L. Brown.....	5,331
Fortieth District—D. J. Cole.....	7,670
Forty-First District—J. Monroe Bixler.....	6,615
Forty-Second District—Terry Carpenter.....	6,884
Forty-Third District—A. A. Fenske.....	5,590

DISTRICT JUDGES

First District—Virgil Falloon.....	10,783
Second District—John M. Dierks.....	15,814
Third District—Harry A. Spencer.....	39,797
John L. Polk.....	38,809
Harry R. Ankeny.....	35,554
Paul W. White.....	35,254
Fourth District—James T. English.....	91,527
James M. Fitzgerald.....	86,765
Henry J. Beal.....	81,531
Herbert Rhoades.....	77,354
W. A. Day.....	71,999
Arthur C. Thomsen.....	72,644
Jackson B. Chase.....	76,089
James M. Patton.....	74,107
Carroll O. Stauffer.....	71,180
Fifth District—Harry D. Landis.....	27,331
H. Emerson Kokjer.....	20,723
Sixth District—Robert D. Flory.....	25,432

R. A. Robinson.....	24,264
Seventh District—Stanley Bartos.....	17,089
Eighth District—Sidney T. Frum.....	13,651
Ninth District—Lyle E. Jackson.....	26,649
Fay H. Pollock.....	25,511
Tenth District—Edmund Nuss.....	24,919
Frank J. Munday.....	24,338
Eleventh District—William F. Spikes.....	19,434
E. G. Kroger.....	19,004
Twelfth District—E. G. Reed.....	18,451
Thirteenth District—Isaac Johnson Nisley.....	25,419
John H. Kuns.....	21,630
Fourteenth District—Victor Westermarck.....	19,091
Fifteenth District—D. R. Mounts.....	11,098
Sixteenth District—Earl L. Meyer.....	15,585
Seventeenth District—C. G. Perry.....	11,805
Eighteenth District—Cloyde B. Ellis.....	14,394

REGENTS OF THE STATE UNIVERSITY

Third District—C. Y. Thompson.....	52,863
Fourth District—B. N. Greenberg.....	30,709

1/ PROPOSED AMENDMENTS TO THE CONSTITUTION

Relating to effective date	300—For	224,452
of Compensation for Courts,		
Boards or Commissions—	301—Against	151,977
Carried		
Motor Vehicle Tax Revision—	302—For	248,292
Carried	303—Against	166,767
Increasing salary of members	304—For	196,842
of Legislature—		
2/ Not carried	305—Against	184,940
Establishing State Department	306—For	243,116
of Education		
Carried	307—Against	144,426
Constitutional Convention	308—For	229,919
Carried	309—Against	126,438
Reducing Publication of	310—For	277,033
Constitutional Amendments		
to three issues	311—Against	93,280
Carried		

- 1/ Thirty-five per cent of total vote required for passage.
Total vote—616,236
- 2/ Failed due to lack of thirty-five per cent of total vote for the amendment, as required by the State Constitution.

PUBLIC POWER DISTRICTS AND RECLAMATION DISTRICTS

	<u>Vote Needed</u>	<u>Vote Received</u>
Almeria Public Power and Irrigation District—	4	
Full Term: (2)		None elected
Four Year Term: (2)		None elected
Two Year Term: (2)		None elected
Beaver-Sappa Public Power and Irrigation District—	110	
Full Term: (2)		None elected
Four Year Term: (2)		None elected
Two Year Term: (3)		None elected
Benkelman-Haigler-Arickaree Public Irrigation District—	94	
Full Term: (4)		None elected
Four Year Term: (3)		None elected
Two Year Term: (4)		None elected
Blue Creek Public Power and Irrigation District—	68	
Full Term: (5)		None elected
Four Year Term: (5)		None elected
Two Year Term: (5)		None elected

	<u>Vote Needed</u>	<u>Vote Received</u>
Burt County Rural Public Power District—	266	
Full Term: (3)		
Eugene Hultquist		3,933
D. B. Watson		3,770
S. S. Breckenridge		3,587
Four Year Term: (1)		
Orrin H. Kohlmeier		4,278
Butler County Rural Public Power District—		
Subdivision Two—	41	
Full Term: (1)		
Emil Zwiener		666
Subdivision Seven—	38	
Full Term: (1)		
John P. Birkel		625
Cedar-Knox County Rural Public Power District—	416	
Full Term: (3)		
Werner Burbach, Jr.		5,868
F. P. Felber		5,699
John Mueller		5,798
Cedar Valley Public Power and Irrigation District—	139	
Full Term: (4)		None elected
Four Year Term: (4)		None elected
Two Year Term: (4)		None elected
Central Nebraska Public Power and Irrigation District—		
Adams County—	632	
Full Term: (1)		
Milo M. Fink		10,027

	<u>Vote Needed</u>	<u>Vote Received</u>
Four Year Term: (1)		
Corwin Hargleroad		1,106
Gosper County—	63	
Full Term: (1)		
A. T. Almquist		1,009
Kearney County—	164	
Full Term: (1) ----		
J. R. McBride		2,653
Phelps County—	241	
Full Term: (1)		
Neil Shreck		3,161
Chimney Rock Public Power District—	217	
Full Term: (4)		
Leo Daniels		2,683
Ralph E. Townsend		2,556
Harold C. Richards		2,379
L. T. Thompson		2,406
Two Year Term: (1)		None elected
Clay County Rural Public Power District—	230	
Full Term: (3)		None elected
Four Year Term: (3)		None elected
Two Year Term: (3)		None elected
Consumers Public Power District—		
District One—	984	
Full Term: (1)		
Earl I. Mead		6,262
District Four—	855	
Full Term: (1)		
Mark T. Moore		8,173

	<u>Vote Needed</u>	<u>Vote Received</u>
Cornhusker Rural Public Power District—		
Subdivision One—	231	
Full Term: (1)		
Guy S. Bowman		3,342
Subdivision Three—	76	
Full Term: (1)		
Dale W. McAfee		1,182
Subdivision Four—	246	
Full Term: (1)		
Walter L. Loseke		3,796
Cuming County Rural Public Power District—		
Subdivision Two—	16	
Full Term: (1)		
Henry Dinklage		21
Subdivision Three—	30	
Full Term: (1)		
Robert Munderloh		73
Subdivision Five—	19	
Full Term: (1)		
Anton Renemeyer		26
Custer Public Power District—	661	
Full Term: (3)		
Frank J. Haumont		8,043
Roy Rhodes		7,850
Clarence Rodine		7,573
Two Year Term: (1)		
Ray Kellenbarger		8,806
Dawson County Public Power District—		

	Vote Needed	Vote Received
Gosper Subdivision—	42	
Full Term: (1)		
John H. Meyer		641
Dawson Subdivision—	467	
Full Term: (1)		
Wilbur Kloepping		6,941
Buffalo Subdivision—	264	
Full Term: (2)		
M. H. Webb		3,281
Lester Gross		2,744
Dismal River Public Irrigation District—	72	
Full Term: (2)		
Carl Roos		125
George Showalter		100
Four Year Term: (2)		
Floyd Grantzinger		150
Sam Lyons		149
Two Year Term: (2)		
William Stanford		85
Len Lindley		84
Eastern Nebraska Public Power District—		
Subdivision One—	395	
Full Term: (1)		
Sterling Swanson		4,508
Subdivision Four—	177	
Full Term: (1)		
Edward L. Hahn		2,931
Subdivision Five—	389	
Full Term: (1)		
Clarence Hilgenfeld		5,804
Subdivision Seven—	337	
Two Year Term: (1)		None elected

	<u>Vote Needed</u>	<u>Vote Received</u>
Elkhorn Rural Public Power District—	407	
Full Term: (3)		
Raymond Lindahl		4,729
C. H. Rouse		4,186
J. P. Galyen		3,684
Gering Valley Rural Public Power District—		
Gering Precinct—	21	
Full Term: (1)		
Harrison Sloan		41
Roubadeau Precinct—	6	
Full Term: (1)		
Chas. Yount		34
Harvard Public Power and Irrigation District—		
Full Term: (2)		None elected
Four Year Term: (2)		None elected
Two Year Term: (1)		None elected
Howard-Greeley Rural Public Power District—		
Subdivision Seven—	30	
Full Term: (1)		
Edward T. Deminski		472
Subdivision Eight—	23	
Full Term: (1)		
Chris Boilesen		352
Subdivision Three—	28	
Two Year Term: (1)		
Walter Klein		389
KBR Rural Public Power District—		

	<u>Vote Needed</u>	<u>Vote Received</u>
Keya Paha County—	46	
Full Term: (1)		
L. B. Gibson		732
Rock County—	72	
Full Term: (1)		
C. M. Eberhart		1,054
Brown County—	60	
Full Term: (1)		
Bert Leach		814
Cherry County—	47	
Two Year Term: (1)		
James S. Kreycik		768
Loup Basin Reclamation District—	Five per cent not needed	
Subdivision One—		
Full Term: (1)		
Alvin Christensen		1,025
Subdivision Two—		
Full Term: (1)		
Arnold Krogh		528
Subdivision Three—		
Full Term: (1)		
Dale D. Price		160
Loup River Public Power District—	456	
Full Term: (2)		
John B. Preston		6,882
A. R. Miller		6,397
McCook Public Power District—	526	
Full Term: (3)		
W. N. Duval		2,306
Cloyd Hoyt		1,877
Herb Messersmith		1,766

	<u>Vote Needed</u>	<u>Vote Received</u>
Middle Loup Public Power and Irrigation District—		
Subdivision Three—	32	
Full Term: (1)		
Floyd E. Bossen		486
Subdivision Four—	33	
Full Term: (1)		
Clark Reynolds		206
Nebraska Mid-State Public Power and Irrigation District—		
Full Term: (3)	1491	None elected
Four Year Term: (3)		None elected
Two Year Term: (3)		None elected
Nebraska Mid-State Reclamation District—	Five per cent not needed	
Buffalo County Subdivision—		
Full Term: (1)		
Cecil Wolford		4,314
Hall County Subdivision—		
Full Term: (1)		
Martin J. Kelly		8,668
Merrick County Subdivision—		
Full Term: (1)		
Martin A. Larson		1,969
Four Year Term: (1)		
Roy L. Betts		2,574
Norris Rural Public Power District—		
Subdivision One—	85	
Four Year Term: (1)		
Gerald Vortman		1,285

	Vote Needed	Vote Received
Subdivision Three—	63	
Full Term: (1)		
Bryan G. Lamb		923
Subdivision Five—	48	
Full Term: (1)		
L. S. Hiatt		710
Subdivision Nine—	79	
Full Term: (1)		
Frank J. Pizar		1,233
Subdivision Thirteen—	77	
Full Term: (1)		None elected
Subdivision Fifteen—	54	
Full Term: (1)		
David G. Warner		794
Subdivision Seventeen—	96	
Full Term: (1)		
A. R. Wallick		1,143
North Central Nebraska Rural Public Power—	272	
Full Term: (3)		
George Larsen		3,626
Harley Kennedy		3,505
E. Ray Reed		3,552
Northeast Nebraska Rural Public Power District—	327	
Full Term: (2)		
David L. Chambers		4,047
Lawrence Brock		3,826
North Loup River Public Power and Irrigation District—		
District Four—	38	
Full Term: (1)		
Osce W. Johnson		651

	<u>Vote Needed</u>	<u>Vote Received</u>
District Five—	17	
Full Term: (1)		
Glenn Walker		262
Northwest Rural Public Power District—		
Subdivision One—	46	
Full Term: (2)		
Kenneth L. Schmidt		303
James M. Clark		267
Omaha Public Power District—		
Omaha Subdivision—	5,313	
Full Term: (2)		
Ted W. Metcalfe		54,255
William Kunold		50,759
Panhandle Public Irrigation District—	91	
Full Term: (3)		None elected
Four Year Term: (4)		None elected
Two Year Term: (4)		None elected
Platte Valley Public Power and Irrigation District—	2,691	
Full Term: (3)		
J. P. Rhoads		24,135
C. H. Fisher		21,944
Niles Wallace		20,559
Polk County Rural Public Power District—	Certified over five per cent	
Full Term: (2)		
Agvall S. Torell		2,567
Nellie G. Benson		2,502

	<u>Vote Needed</u>	<u>Vote Received</u>
Roosevelt Rural Public Power District—	125	
Full Term: (3)		
C. W. Wright		1,522
George E. Nash		1,447
A. L. Moon		1,433
Sargent Public Irrigation District—	57	
Full Term: (2)		None elected
Four Year Term: (2)		None elected
Seward County Rural Public Power District—	294	
Full Term: (1)		
Ray Smiley		4,977
Southern Nebraska Rural Public Power District—		
Subdivision One—	113	
Full Term: (1)		
Ernest Sjogren		1,952
Subdivision Three—	129	
Full Term: (1)		
Milton J. Kindig		2,089
Subdivision Four—	198	
Full Term: (1)		
Olen Cowgill		2,364
Subdivision Five—	123	
Full Term: (1)		
Leslie L. Tyler		1,936
Stanton County Rural Public Power District—	130	

	<u>Vote Needed</u>	<u>Vote Received</u>
Full Term: (3)		
Earl H. Scherer		1,987
William H. Hoehne		1,955
Philip Smejkal		1,906
Two Year Term: (1)		
Ernest W. Oeltjen		1,932
Twin Valleys Public Power District—		
Subdivision One—	97	
Full Term: (1)		
Ben DeBuhr		1,073
Subdivision Two—	108	
Full Term: (1)		
Allen Harlan		823
Subdivision Three—	162	
Full Term: (1)		
George Mousel		1,679
United Public Power and Irrigation District—	696	
Full Term: (3)		None elected
Four Year Term: (3)		None elected
Two Year Term: (3)		None elected
Wayne County Rural Public Power District—	206	
Full Term: (2)		
Lawrence Ring		2,968
J. G. Sweigard		2,801
White Tail Public Power and Irrigation District—		
Full Term: (1)		None elected
Four Year Term: (2)		None elected
Two Year Term: (2)		None elected

	Vote Needed	Vote Received
York County Rural Public Power District—		
Subdivision One—	Certified over five per cent	
Full Term: (2)		
Elmer Gocke		2,788
R. H. Stephens		2,685

MOTION—Election Returns

Mr. President: I move that the report of the Secretary of State be approved and that the candidates are duly elected as declared by the Speaker. (Signed) Otto Kotouc, Sr.

The motion prevailed.

President Warner Presiding**MOTION—Notify Governor**

Mr. President: I move that a committee of five be appointed to wait upon the Governor and notify him that the Legislature is organized and ready to transact business. (Signed) O. H. Person

The motion prevailed and the President appointed the following members to serve on the committee: Person, chairman; Carpenter, Bixler, Nelson and Britt.

The committee returned, escorting Governor Val Peterson to the rostrum. Mr. Peterson extended greetings to the membership. He informed the members that they were welcome to use the parking lot west of the Governor's Mansion and also that plates have been made to be attached to the license plates of members' cars.

MOTION—Chairman, Legislative Council

Mr. President: I move that we now proceed to elect the Chairman of the Legislative Council. (Signed) Dwight W. Burney

The motion prevailed.

Nominating ballot for Chairman of the Legislative Council:

McNutt	6
Carmody	1
Liebers	5
Pizer	15
Burney	2
Anderson	9
Vogel	2
Lee	2

Mr. President: I move that we suspend the rules and vote on the three high candidates for the Chairman of the Legislative Council. (Signed) John Aufenkamp

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

McNutt	8
Pizer	22
Anderson	12

Mr. President: I move that the rules be suspended and Mr. Pizer be unanimously elected as Chairman of the Legislative Council. (Signed) Robert McNutt

The motion prevailed with 41 ayes, 0 nays and 2 not voting.

MOTION—Vice-Chairman, Legislative Council

Mr. President: I move that the candidate receiving the second highest number of votes be declared Vice-Chairman of the Legislative Council. (Signed) Charles F. Tvrđik

The motion prevailed with 42 ayes, 0 nays and 1 not voting.

Mr. Anderson was declared elected Vice-Chairman of the Legislative Council.

MOTION—Inaugural

Mr. President: I move that we arrange to hold inaugural ceremonies for the Governor and other officers at 2:00 p.m., Thursday, January 8, 1953. (Signed) Richard D. Marvel

The motion prevailed.

The President appointed the following members to serve on a committee to notify the Governor that the inaugural ceremonies have been arranged for Thursday, January 8, 1953, at 2:00 p.m. in the Legislative Chamber: Marvel, chairman; Duis, Aufenkamp, McNutt and Brown.

REPORT OF COMMITTEE ON INAUGURAL

Mr. President: Your committee has met with the Governor and notified him that all arrangements have been made for the Inauguration to take place at the time mentioned. (Signed) Richard D. Marvel

ANNOUNCEMENT

Mr. Lillibridge announced that the Committee on Committees would meet at 7:30 p.m., January 8, 1953, in the West Senate Lounge.

Adjournment

At 4:22 p.m., on a motion by Mr. Shultz, the Legislature adjourned until 10 a.m., Wednesday, January 7, 1953.

Hugo F. Srb

Clerk of the Legislature

SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, January 7, 1953

Pursuant to adjournment, the Legislature met at 10:00 a. m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Lusienski, who was excused.

The Journal for the First Day was approved as corrected.

MOTION—Printing Permanent Journals, Session Laws, Bills, and Envelopes

Mr. President: I move that the Legislature approve the printing of the permanent Legislative Journal and the Session Laws and Separates by Joe Christensen, the bills by the Journal-Star Printing Company, and the envelopes by the Acorn Press.

(Signed) Robert McNutt

The motion prevailed.

Communications

Letter from Mr. E. J. Faulkner, President of Woodmen Accident Company of Lincoln, Nebraska, offering the use of a lot owned by the company and located on the northwest corner of 16th and K Streets, as a parking space for the use of the Senators during this session of the Legislature.

Letter from the Governor of the State of Nebraska, as follows:

STATE OF NEBRASKA

Executive Office

Lincoln

January 6, 1953

To the President, the Speaker, and Members of the Legislature:

Gentlemen:

For the information and subject to the approval and consideration of Your Honorable Body, I am pleased to advise that I have appointed the following named persons to the respective offices on the dates and for the terms as hereinafter set forth:

<u>Date of Apptmt.</u>	<u>Name</u>	<u>Office or Board</u>	<u>Expiration Date</u>
7- 2-51	Arthur J. Denney	Court of Industrial Relations	6- 9-57
8- 1-51	Harold L. Aitken	State Engineer	1- 8-53
9-28-51	Philip K. Johnson	Tax Commissioner	9-28-57
12-31-51	Loren Laughlin	Director, Dept. of Insurance	1- 8-53
9- 6-52	Bennett Davis	Game Commission	1-15-57
4-10-52	Clay Wright	Director, Dept. of Agriculture	1- 8-53
5-27-52	Frank Johnson	Douglas County Tax Appraisal Bd.	7- 3-53
6-10-52	George Wright	Merit System Council	3- 1-55
7-14-52	Donald Robertson	Game Commission	1-15-55
8-29-52	Calvert Lindquest	Douglas County Tax Appraisal Bd.	7- 3-55
9- 6-52	Frank Button	Game Commission	9- 6-57

Respectfully submitted,

(Signed) VAL PETERSON
Governor

Communication referred to the Committee on Committees.

Letter from Ellen A. Hansen, R. N., regarding old age assistance.

Letter from Clark Nichols, Secretary-Treasurer of the Nebraska Association of County Officials, Minatare, Nebraska, en-

closing a copy of the Resolutions pertaining to legislative subjects adopted by the Association at its annual convention.

REPORT OF DOUGLAS COUNTY TAX APPRAISAL BOARD 1952

Report Made Pursuant to Provisions of
Sec. 77-2510 Rev. St. Supp. 1949

The Douglas County Tax Appraisal Board has appraised to date 49,120 real estate properties out of a total of 75,235 parcels in the city of Omaha.

In the county 1360 parcels have been appraised out of a total of 21,205 parcels.

The total number of parcels appraised on which recommendations have been made to the Assessor is 50,480. However, due to building permits for remodeling, additions, and betterments to properties that were previously appraised, reappraisals were made for revaluation of these properties. There were approximately 11,500 parcels reappraised for improvements. The grand total of all of the properties appraised by the board to date is 61,980.

The total assessed value of 25,032 parcels on which recommendations were made up to March 10, 1950 was \$124,179,595. The increase in value over the previous assessed value on these properties was \$23,427,450.

The 1951 and 1952 recommendation on 36,948 parcels was \$70,998,175, an increase over the previous assessed value of \$13,876,275.

Included in the above were the 10,873 parcels which were reappraised for new improvements.

The total number of appraisals on personal tangible property to date is 11,775 and intangible properties 3,459.

The assessed value of all property in 1947 before the Tax Appraisal Board was established was

<u>Real Estate</u>	<u>Personal</u>	<u>Intangible A</u>	<u>Intangible B</u>
\$209,593,165	\$89,236,515	\$40,912,950	\$66,403,553

In 1952 the assessed value of all property by reason of the recommended appraisals by the Tax Appraisal Board in cooperation with the County Assessor and the Board of Equalization were

Real Estate	Personal	Intangible A	Intangible B
\$273,110,855	\$167,666,910	\$65,778,255	\$114,245,990
Increase over 1947			
\$63,517,690	\$78,430,395	\$24,865,305	\$47,842,437

This increase is approximately 30% on real property and 88% on personal property.

Comments

In the appraisal of all property by the Douglas County Tax Appraisal Board our main objective is the equalization of the assessed valuation based upon a reasonable reflection of present market prices. In our appraisals a distinction has been made between price and values. Prices for residential property in Omaha have been influenced by a short supply which has caused purchasers to pay a premium for occupancy. The prices paid in our opinion do not reflect the actual value of the property under a normal supply.

In our appraisals we have discovered considerable inequalities in the assessed valuation of individual properties. The greatest inequality is between neighborhoods or districts within the city. By comparison we have found some residential districts in which the assessed values were 28% of actual sales in others the assessed values were as low as 13% of actual sales.

It appears that in the older residential districts the percentage of assessed value to actual sales is higher than in the better residential districts.

The assessed values under our appraisals and recommendations will average approximately 35% of actual sale prices of residential properties.

We have made our recommendations to the Board of Equalization progressively by classifications of properties. The retail district with the highest value properties were set on the basis of our recommendations in 1948.

In 1950 we followed with industrial properties, general commercial properties and the larger apartment buildings.

In 1952 our recommendations to the Board of Equalization were on all classes of income properties.

In 1954 we will have completed our appraisal of all properties in the city of Omaha and adjacent thereto. We will then make our recommendations to the Board of Equalization on all single family residential properties for equalization.

The fact that since the appraisal board has been in existence there has been only 13 appeals from the Board of Equalization on values established on our recommendations, would indicate that the values established by our appraisals are well equalized between properties. There were no appeals taken either on real estate or personal property on the 1952 recommendations.

In our appraisals of real estate we make a complete inspection of each property, buildings are measured, their construction specifications are taken for the purpose of estimating reproductive cost. The records are searched for all sales to obtain the going market price. On all income property an analysis is made of the rentals received and the operation expense as a basis of estimating the value on the basis of productivity. All the information in regard to each property and the method by which the value is established is made a permanent record on a card index of each individual property.

Our cost on the properties appraised to date will average approximately \$2.05 per parcel. This is a lesser cost than is being obtained by appraisal firms who make appraisals for assessment purposes. The cost per parcel in cities the size of Omaha where appraisals have been made by appraisal companies will run from \$3.00 to \$3.50 per parcel.

Respectfully submitted

(Signed) LEWIS C. SHOLES
Chairman
Douglas County Tax Appraisal
Board

STANDING COMMITTEE REPORTS

Committee on Committees

Mr. President: Your Committee on Committees submits the following schedule for the selection of the standing committees.

(Signed) C. C. Lillibridge, Chairman

AGRICULTURE—Bridenbaugh, Chairman

Marvel	Cramer	Coffey
Moulton	Lusienski	Martin
Carson	Williams	

BANKING, COMMERCE, INSURANCE—Kotouc, Chairman

Hubka	Carpenter	Diers
Klaver	Beaver	Duis
McNutt	Nelson	

BUDGET—Carmody, Chairman

Liebers	Shultz	Dooley
Anderson	Syas	Peterson
McHenry	Pizer	

EDUCATION—Marvel, Chairman

Bridenbaugh	Williams	Coffey
Moulton	Lusienski	Cramer
Carson	Martin	

GOVERNMENT—Wilson, Chairman

Aufenkamp	Vogel	Britt
Klaver	Larkin	Duis
Fenske	Person	

JUDICIARY—McNutt, Chairman

Hubka	Nelson	Adams
Lee	Tvrdik	Carpenter
Kotouc	Beaver	

LABOR AND PUBLIC WELFARE—Klaver, Chairman

Aufenkamp	Person	Britt
Duis	Larkin	Wilson
Fenske	Vogel	

**MISCELLANEOUS APPROPRIATIONS AND CLAIMS—
Hill, Chairman**

Burney	Brown	Lillibridge
Bixler	Diers	Cole

PUBLIC HEALTH AND MISCELLANEOUS SUBJECTS—
Person, Chairman

Aufenkamp	Fenske	Brown
Adams	Bixler	Cole

PUBLIC WORKS—Carson, Chairman

Bridenbaugh	Marvel	Lusienski
Coffey	Moulton	Cramer
Williams	Martin	

REVENUE—Vogel, Chairman

Burney	Wilson	Tvrdik
Britt	Larkin	Hill
Lee	Lillibridge	

RULES—Cramer, Chairman

Klaver	Beaver
Duis	McNutt

INTERGOVERNMENTAL COOPERATION—Burney, Chairman

Members:

Lillibridge	Bridenbaugh
Vogel	Williams

Alternates:

Hill	Beaver
Moulton	Nelson

Lee, delegate at large

Carmody, alternate at large

ENROLLMENT AND REVIEW—Martin, Chairman

(Signed) C. C. Lillibridge
Chairman

MOTION—To Approve Report

Mr. President: I move the approval of the committees.

(Signed) C. C. Lillibridge

The motion prevailed.

MOTION—Committee to Escort Governor

Mr. President: I move that the President appoint a committee of five to escort the Governor to the Legislative Chamber for the purpose of delivering his budget message. (Signed) Karl E. Vogel

The motion prevailed and the President appointed the following members to serve on said committee: Vogel, Chairman; Dooley, McHenry, Coffey, Diers.

The committee withdrew and escorted the Governor to the rostrum, where he delivered the following:

**BUDGET MESSAGE
OF
VAL PETERSON, GOVERNOR**

Delivered to the Sixty-fifth Session of the Legislature of Nebraska,
January 7, 1953

**MR. PRESIDENT, MR. SPEAKER AND MEMBERS OF THE
SENATE:**

Those of us who serve the public in government, whether in your capacity as legislators or in that which has been mine for the past six years, are frequently impressed with the insufficiency of our wisdom. No duty that I have had to perform as the chief executive of this state has impressed this upon me more than that of the preparation of four budgets. It is a humbling experience in this period characterized by world tensions and strains with their consequent effect upon economic conditions to attempt to foresee costs of goods and services and to estimate the ability of our people to meet the costs of government thirty months in the future.

Several months before I became Governor, recognizing that Nebraska's physical plant had become badly run down because

of many years of neglect forced by drouth, depression and war, and conscious of the shrunken purchasing power of the dollar, I was worried about the fact that it was likely that I would be caught, as Governor, in a business recession—if not depression—with the biggest budget in state history. I knew that should this occur, speaking politically, there would be no acceptable explanation. Those of you who have been members of each of these sessions I am certain were of the same opinion.

Thus far that recession, while there have been indications that it had started on one or two occasions, has not occurred. The outbreak of the war in Korea in June of 1950 ended one decline and started us on another inflationary spiral, the end of which is not yet in sight. Today, as a result of all of the years of war since the Japanese first entered upon their course of aggression in China and, particularly, since December, 1941, costs have risen and risen until at this point the cost-of-living index in America is the highest ever.

Whether we will have more inflation or less depends, of course, upon whether the Korean war expands into an "all-out" World War III. In any event, because of the threat of Communism and our necessity to prepare to meet this aggression, high prices and the low purchasing power of the dollar characterize our economy. Inflation, which forces us in government to spend more dollars to buy needed goods and services just as it does in private life, will continue at high levels. It appears this will be the case through the next year and possibly through the next biennium.

It is true, however, that while Nebraska has again been blessed, since you were last here in regular session, by some good crops and is in a generally prosperous condition, nevertheless nature has given warning that we cannot always expect rainfall adequate to produce excellent crops. Further, the favorable relationship which existed during the war years, and for a time thereafter, between prices paid and prices received by farmers has been dissipated. Prudence requires that we keep these warning signals in mind as we consider the budget requests of the several state institutions.

After careful consideration of the requests made by the state agencies which total \$173,583,666.82, I am recommending to Your Honorable Body a total appropriation of \$170,830,874.47, which compared to the \$173,383,571.08 appropriated in the 1951-53 bien-

nium represents a decrease of \$2,552,696.61 or 1.5 per cent. To meet the amount which I am recommending will require an increase from the General Fund appropriation of \$1,160,295.72, or 2 per cent. You appropriated for the current biennium \$58,081,519.60 while the figure I recommend is \$59,241,815.32.

Due to fortunate balances the new General Fund money required to meet this budget is \$54,506,163.28, or \$584,889.66 less than the \$55,091,052.94 which you appropriated in new money for the 1951-53 biennium. This is a decrease of 1 per cent.

The fortunate balances to which I referred are the result of two factors: First, an estimated \$3,271,097.29 which will be unexpended in the assistance account at the end of this biennium, and second, the order which I issued to all departments under my direction on November 1, 1951, that they were not to expend more than 95 per cent of the money appropriated to them without special permission.

The effect of the saving which has been made by the Assistance Department and its request for a lesser General Fund appropriation for the new biennium is to lower the amount of newly appropriated money required by that department to \$13,845,500 or a figure \$6,521,997.29 less than the amount you appropriated for the current biennium. The saving made in the current biennium and the lesser figure required for the new biennium can be attributed primarily to the expansion of the Federal Old Age and Survivors Insurance Program, to better administration by state and county authorities, and to the enforcement of the Relative Responsibility Act. The effect of all this is to cut the need for the General Fund appropriation for the next biennium by about six and a half million dollars.

In addition, the order which I issued to my departments will effect a saving by the end of the biennium of approximately one and a half million dollars in the General Fund which, of course, affords a further opportunity to cut the General Fund new money appropriation. A further result of my order is the saving of approximately one and three-fourths million dollars in Cash Fund appropriations, and it should be remarked here that if all Cash Funds in Nebraska were deposited into the General Fund, as in my judgment they should be, and were not earmarked, the one-and-three-fourths-million-dollar saving could also be used to cut the General Fund levy.

EDUCATION

One of the most interesting features of this budget is revealed by the table in the front of the budget on page vii which carries the pie charts labeled "Where The Money Will Come From" and "Where The Money Will Go." Education passes welfare and highways to receive 27 per cent and the highest portion of the state tax dollar. Welfare is second with 26 per cent, and highways third with 21 per cent. In the 1951-53 biennium education ranked second, receiving 25 per cent while welfare received 29 per cent and highways 22 per cent. I believe this marks the first time in modern Nebraska history, if not in all of its history, when education has received the highest percentage of the state tax dollar. Many, I believe, will feel that for the state to spend more upon the education and training of its youth than it does for any other service marks a step forward.

HIGHER EDUCATION

The University of Nebraska

The University of Nebraska, buffeted by the results of years of neglect due primarily to drouth and depression and by the inflationary forces rampant today, finds it extremely difficult to maintain itself on a competitive basis with sister institutions in our neighboring states. It has, of course, no choice other than to be competitive if it is to be a living and dynamic institution rendering the service to which our people are entitled and which they demand. Accordingly, it has submitted a budget request to be met from the General Fund in the amount of \$16,350,000, which is an increase over the amount appropriated for the 1951-53 biennium of \$3,800,000, in round figures.

The increase requested is divided into two parts: \$2,200,000 to permit it to continue to render to the people of the State of Nebraska the same quality of service which characterizes its operations today, and \$1,600,000 to expand and improve the service which it renders to our people through (a) The College of Medicine and the University Hospital; (b) The College of Agriculture, Agricultural Experiment Station, the Agricultural Extension Service; and (c) All other colleges and divisions, both instructional and administrative.

I am recommending in the budget which I submit today an increase of two million dollars from the General Fund. This should permit the University to maintain its present program

at a very high level. I have not provided for the expansion program requested, desirable as it undoubtedly is. I have not done so because I feel that you as the elective representatives of the people must, after consultation with your constituents, determine whether you want to expand the activities of this great Nebraska institution. The cloth must be cut to your pattern.

After careful consideration of the requests made by the University authorities, I am of the opinion that if this institution is to make its maximum contribution to our state, some expansion is in order. This is true in each of the broad fields for which requests were made. It appears to be particularly true with respect to the College of Medicine and the School of Nursing. It is possible and probable that unless the College of Medicine and the University Hospital are greatly strengthened and improved, our medical school may lose its recognition and rating. Such an occurrence would be a catastrophe for our state, particularly in view of the fact that more than half of all of the doctors in Nebraska are trained at the University of Nebraska College of Medicine and there would seem to be no other source of medical men for many of our smaller cities and communities.

The shortage of doctors and nurses is not a Nebraska problem alone, but is one which faces the entire nation and will become progressively more acute. It is estimated that in 1960 the population of the United States will be 171 million, and we will need some 22 to 45 thousand more doctors. If Nebraska is to get its share of medical men, it apparently will have to assume the responsibility for training them. The problem, of course, is not one of quantity alone, but also, and equally important, one of quality. University authorities say they need for the next biennium \$763,170 for improving the program at the College of Medicine.

In addition, University authorities and a delegation of doctors have informed me that development of a plant adequate to the need of the College of Medicine and School of Nursing will require the expenditure of 6 million dollars for new buildings at the Omaha institution. This 6 million dollars is in addition to the portion of the 1.1 mill building levy which the University now shares.

The operation of a College of Medicine of which the University Hospital is an integral part is in this modern age extremely costly. We are in the business in Nebraska and it appears that we

cannot get out if we want adequate medical service for our people. You may postpone the decision for a few years but basically you must decide whether to operate a first-class medical school or close it. Accordingly, Your Honorable Body will want to give serious consideration to these requests.

Ever since I have been Governor I have repeatedly raised the question of the functions our taxpayers could afford to support in our State University. I have urged the Board of Regents and the Chancellor not to add colleges to the University until they have thoroughly explored the possibility of entering into regional agreements for such new proposed activities. As an example, while Nebraska needs veterinarians and needs them badly, I am of the opinion that money can be saved our taxpayers by our University entering into agreements with institutions such as Iowa State College at Ames, the Colorado Agricultural College at Fort Collins, or the Kansas State Agricultural College at Manhattan for the training of Nebraska boys in veterinary medicine. We, of course, expect to pay the additional costs of the enrollment of our boys in these schools. In my judgment after we have paid the other states fully, we would still save a great deal of money over the establishment of a new college at our University. I am happy that the Chancellor and Regents agree.

Regional cooperation in the field of higher education is being successfully practiced in the South and in the West, and in my judgment makes for better training and lower costs. Nebraska, with 1,300,000 people can never afford to support a Harvard University or, if you please, a Sears Roebuck catalogue of higher education. Rather than attempt to cover the higher education waterfront, we should do some things in a first-rate manner. In fact, we should support no activity in our University at other than the highest possible level. Those things that we are not doing as well as some of our neighbors or that we feel we cannot afford, we should eliminate and provide for our children through regional agreements.

Personally, I want to see a strong University of Nebraska, operating on the highest possible level of scholarship. We cannot afford everything in the educational world; neither can we afford second-rate teaching or research.

SAFETY PATROL

At your direction, the state is constructing 12 scales for

the purpose of checking on the weights of the trucks which use our highways. It is hoped by this means that we can discourage overloading and consequently protect the tremendous investment which we have in our highways from damage by those who violate the law. Several of these scales are now in operation and they are, by the way, returning handsome funds through fines to the schools in the counties in which they are located.

Colonel Sanders informs me that to man these scales properly he needs 30 more patrolmen. I join with him in feeling that such an increase is a "must" if we are to gain the maximum benefit from the sizeable investment which we have made in the scales and to accomplish our purpose in protecting our highways. Further than that, I recommend the addition of 31 men to the Safety Patrol, 12 of whom will permit us to replace men who have been lost from our authorized strength of 131, and 19 to permit us to render better service in the state generally and particularly in certain areas where our force is now much too thin. This 61-man increase would give us a total force of 180 men and permit us to place two men in the following towns where we now have one: Ainsworth, Chadron, Wayne, Nebraska City, Auburn, Ashland, Beatrice, Exeter, Blair, Lyons, Broken Bow, and Ord, and to restore men to Bridgeport and Albion.

Nebraska has one of the finest Safety Patrols in America. I do not believe there is a better disciplined, more efficient or more effective organization of its type to be found in this country. Colonel Sanders and his men have met every demand upon them and each man is available at all hours, day and night, to protect life and property. No group of state servants puts in more hours of work. Each man is required to work 10 hours a day, 6 days a week, and is on call any hour of the night or day. During the last year the entire organization averaged 203 hours per man overtime above and beyond the 60-hour week. I think you will agree with me that this organization is entitled to some additional help, and, further, that safety on our highways can be improved, and God knows it is needed, by the addition of a few more men.

I would not want to mislead anyone into believing that this increase will not take real money. In fact, it will require \$810,000 for the biennium, and I am recommending that increase in this budget. I believe it will be money well invested for Nebraska. I believe, further, if you want to put it in terms of money, that more than enough lives will be saved to offset this increased cost.

SCHOOL RETIREMENT

The Director of the Nebraska School Retirement System has requested \$826,200 for that fund for the coming biennium. This will permit the system to operate on a pay-as-you-go basis, and as has been our custom in the past, permit the accumulation of some surplus. I am recommending this amount. As on previous occasions, I call your attention to the fact that the State of Nebraska year by year is facing a pyramiding financial responsibility under this program. In fact the actuary for the fund has reported in the study which he made for the Legislative Council, that if the system were to be completely funded at this time it would require an immediate contribution by the State of \$14,891,800.47.

Once again I want to recommend to Your Honorable Body that good financial practice requires you to put this program on an actuarially sound basis. If not, we run the chance that some day in the future, not alone will we be unable to pay our retired school teachers, but our taxpayers will face a really overwhelming burden, should it be necessary to meet the mounting cost in a relatively short period. I am delighted that your Legislative Council has studied this problem, and that you have in your hands for study and consideration the report of the consulting actuaries.

CAPITOL MURALS

Over thirty years ago, ground was broken for our magnificent and world famous Capitol Building. To date we have never completed the murals which were planned for several prominent spaces in the interior of the building. To that extent the building is not completed. In my judgment, there is no reason why we should not proceed with the painting of the murals, and it would seem particularly appropriate we undertake that now, in order that the building might be completely finished at the time of Nebraska's Centennial Celebration which will be held in 1954.

The 1949 Legislature authorized the appointment of a Capitol Mural Commission to study the problem for completing the decorations in the Capitol. This committee made a complete report, and two years ago the commission was directed to "cause the panels and murals in the State Capitol to be completed as expeditiously as funds are made available by the Nebraska State Legislature." There are three panels in the North Vestibule; three in the Rotunda; six in the Foyer; and eight panels in the Memorial Chamber at

the top level of the Tower; a total of twenty panels, some of which are very large, that remain to be done.

The general plan of decoration and the subjects of the paintings were worked out by the late Hartley Burr Alexander in collaboration with the architect, the late Bertram Grosvenor Goodhue, and will continue the symbolic plan of the entire building. The only change from the original plan which the Mural Commission proposed is to change the theme of the Memorial Chamber from war to that of world-wide peace, toward which all men of goodwill work.

The estimated cost, which includes the paintings and their mountings in place was worked out after extensive inquiry by the Capitol Mural Commission and is based upon current prices paid for comparable work by the best painters in America.

Therefore, I have included in the budget the sum of \$141,900 to complete the twenty mural paintings in the spaces provided in the Capitol Building. This appropriation will cause to be completed our great Capitol Building, which is universally recognized as one of the great conceptions of architecture in this country. We should not longer delay the completion of this structure, of which we are all so justly proud.

STATE BUILDING COMMISSION

I am happy to report that our Capitol Building has been water-proofed from the top of the Sower to the ground. Windows have been caulked, all stones have been pointed, and the building today, with the exception of the terrace, is as water tight, if not more so, than at any time since its completion. This work has cost us \$85,000.

The terrace, which has leaked regularly from the day it was completed, has presented a most difficult problem. The Building Commission is composed of the Governor, the State Engineer, and three members appointed by the Governor, who are presently W. C. Fraser of Omaha, Thomas Wake of Seward, A. Q. Schimmel of Lincoln, who was appointed recently to take the place of the late Gus Prestegaard of Lincoln. This group has held innumerable meetings, and engaged the services of leading Nebraska architects, and sought the advice of building engineers over the entire nation, in an attempt to find the best, most practical, and most economical way of stopping the leaks in the terrace. The Commission has learned that opinions differ radically in the judgment of what should be done to the terrace. One

experiment on a portion of the building has been attempted, and proved unsuccessful.

Today, following extensive study and research, our State Highway Department, with the active assistance of an outstanding Nebraska firm of architects, has devised a plan which it believes offers the best approach to the problem yet devised. Bids were asked for reconstruction of the terrace utilizing this plan, but the bids were rejected because it was felt they were too high. Bids will be taken again to permit the work in the spring. I am recommending to Your Honorable Body that it make available to the Commission the sum of \$140,000, which is included in the budget of the Capitol Custodian.

It is my hope that work on the terrace can be successfully concluded in the next building season, in order that this famous building may be in the finest possible condition.

GOVERNOR'S MANSION

As you may have learned through the newspapers, and will be informed by a committee of the Legislative Council which has been studying the matter, the family of the late Frank Woods has most generously offered the lovely home and grounds of Mr. Woods to the State as a residence for Nebraska's Governors.

I am informed by the Attorney General that the Governor is authorized under our laws to accept such gifts. However, the operation of this home would require somewhat more money than is presently expended to operate the existing Mansion, and would bring into the light some expenses of the operation of a Governor's Mansion which are presently hidden because of the close proximity of the Mansion to the Capitol Building. Further, it might be necessary and desirable to make some alterations of the Woods home before it is occupied as a Mansion. All of this entails matters of appropriation, which are your concern, and I have felt the decision as to the acceptance or rejection of this offer should be made by Your Honorable Body. The hidden expenses to which I refer are heat, power, and yard maintenance. All of these are legitimate charges of operation and maintenance, which, from a strictly budgetary standpoint, would be more appropriately charged to the Governor's account. Such, however, has never been the case in the past, and to have done so would presumably have cost the State more money if for no other reason than to purchase meters.

From an economic standpoint the State would certainly gain by acceptance of the offer made by the Woods family. It would gain a most valuable piece of property at a very desirable location, would retain ownership of the present property, and save itself the \$100,000 which was appropriated for the purchase of ground and the construction of a new Mansion. In my judgment, our people will be very hesitant to appropriate the sum of money which would be necessary to purchase sufficient ground and construct an adequate Governor's Mansion under prevailing prices. Certainly this could not be done for the \$100,000 appropriated, but would require several times that amount.

BUILDING PROGRAM

I think it is appropriate to remark that the wisdom of the 1.1 mill levy, and the building program which it has made possible, is each day becoming more and more apparent. The effects of the program are to be seen all over Nebraska. Never before have our buildings been in better repair, or more adequate to carry out the purpose for which our several institutions were created.

We must remember, however, that the construction of new buildings in many cases also means greater operating costs. We take great pride in the fact that the waiting list at the Beatrice Home has been eliminated, and we will be happy when the same can be said of the waiting list at our mental institutions. However, as we open these new buildings we care for a larger patient population, we require more personnel and equipment, and we, of course, incur greater financial responsibility. Assuming that our programs are sound and that the services rendered are necessary, the increased costs, while a burden, yet permit us to do a job which we have undertaken as a people.

PERSONNEL PROBLEMS

I am happy to report to you that your action in placing state employees under the Old Age and Survivors Insurance Program of the Federal Social Security Administration, has resulted in an increase in the morale of our employees. Many have taken advantage of its provisions, and are now enjoying a well earned retirement. Others who have spent years in the service of the State are looking forward to the day when they, too, may receive its benefits. Your action marked a step forward in our State personnel relations.

On other occasions I have pointed out to you that our state salaries are in many instances utterly inadequate to attract into State service men of the caliber needed to render efficient and economical service. Thus far you have not seen fit to take steps to remedy this situation in an adequate manner. Because I feel that this problem is of the utmost concern to the State, as well as to the employees of the State, I take the liberty of quoting remarks which I have made to you on two former occasions.

"Democracy cannot function efficiently and effectively with inferior tools any more than any other organization. To do so is to handicap it severely and to jeopardize the public interest.

"New positions and salaries have been created in Nebraska without sufficient thought to fitting them into a correct pattern, in order that they might fall into the proper relationship with other positions demanding equivalent training, experience and similar responsibilities. When jobs have been created in bad times, low salaries have been established. Jobs created in high times have been better paid.

"Today it is practically impossible to get men with proper background and competency to accept state employment . . . If this were just true in one instance in the state administration, it would not be serious, but for two years (now six) I have found that it has been consistently the case. I do not care to embarrass any of the good people presently serving or I could name positions, dates and persons.

"In my judgment, all positions in the state service should be classified according to training, experience, responsibility and other pertinent considerations, and remuneration established accordingly.

"The fact is that there is today little, if any, reason for folks to accept State jobs and many simply will not. The federal government and Lincoln business firms offer employment at salaries much higher than those the state is able to pay.

"It is no answer to the problem to advance the argument, 'If they don't like working for the State, let them quit.' Services rendered by the state government have been established upon the demand of the people, and they cannot be performed efficiently, effectively and economically unless trained, competent, and reasonably satisfied individuals can be employed. I would suggest that Your Honorable Body create a committee to study

this problem and to consider the advisability of making such a classification as I have proposed.

"Classification of state employment, as I have suggested, is not an unduly difficult task, and the services of competent persons are available. The Tax Commissioner has information concerning the problem, which can be placed at the disposal of the appropriate committee and interested members."

The problem today is more acute than ever.

BUDGET MAKING

I believe that the last six years has seen progress made in the construction of the budgets which are submitted to Your Honorable Body. Particularly, the budgets have been more realistic in the sense they have contained better estimates with respect to balances which will be on hand in the various agencies at the end of the biennium, and also better estimates of cash receipts received by the departments and agencies.

In my judgment one of the greatest steps which could be taken to improve our budgetary procedures, with consequent savings to the taxpayers, would be the requirement that all cash funds go into the General Fund, and be appropriated therefrom. Such appropriations would be made on the basis of definite budget requests. Such a program should be accompanied by an allocation reserve fund, to be made available upon justification to an administrative body. New York State has substantially such a system. In my judgment, this is the best way to tighten budgetary practice and squeeze the water out of some budgets. There should be no such thing as private public funds (earmarked funds). When organizations and activities use state authority to accomplish certain objectives, they should be subject to definite legislative fiscal control. I know that this recommendation is sound, as I also know that some agencies who are beneficiaries of the present system, will object.

REVENUE

Nebraska's basic revenue problem is that of securing a realistic and honest assessment of the property in the state, both real and personal. It is true that we have made as much or more progress in the past six years in the improvement of the system than has been made in any other similar period. But the fact remains that the system still stinks. This was clearly demonstrated

at the time of the last meeting of the State Board of Equalization, and demonstrated beyond any argument by the fact that farm lands in Nebraska were assessed at 69 per cent of the twenty-year average selling price per acre. In 1952 farm land assessments in the counties varied from a high of 82 per cent in Johnson County to a low of 34 per cent in Grant County. Many other classes of property are as bad as farm lands, and some are worse.

This problem is not beyond solution, and our failure to solve it can only reflect our indifference to gross misrepresentation and downright dishonesty in the most basic aspect of government. That aspect is the assumption by each citizen of his honest share of the cost of government. To the extent that we impose upon some citizens a greater burden than is their just share and we permit others to escape carrying their fair share of the burden, we are destroying the foundation of our Democracy. I recommend that Your Honorable Body take action, drastic though it may have to be, to see that the burdens of government are equitably assessed upon our citizens.

I understand it is being proposed by some that the property tax in Nebraska be reserved to local governmental units. The idea of this proposal of course is to get away from equalization between counties. Such a proposal unquestionably requires the institution of new forms of taxes. Without discussing the merits of such action, I want to point out that if this proposal is made law, Your Honorable Body should see that the other forms of taxes, whatever they be (fees, excises, sales and income) be reserved to the State. If not, we will probably experience in Nebraska the development faced by other states who have not made such a reservation; that the local units of government soon turn to the State with demands for State Aid from State revenues. History indicates that such demands for State Aid will eventually be successful and as a result the state funds from the new revenues will be depleted to the point of inadequacy, thus making more acute the State's fiscal problems.

FEDERAL GRANTS-IN-AID AND STATES RIGHTS

At the state level, we frequently lament our loss of power to the federal government. That loss is a very real one, and unless we desire to see our states become mere administrative branches of the federal government, it must be stopped and revised. There is some indication at present, in view of the recent election and stirrings in the states, and in our society generally, of a desire to reverse the trend and to preserve and strengthen

our state governments. This means, of course, the states must accept added responsibilities, and as they assume functions now carried on by the federal government, must raise larger sums through taxation.

Some of the growth of the federal government has been necessary because of the conditions under which our modern society operates. Rapid transportation and communication have made it necessary for the federal government to enter into some fields which were formerly more properly the responsibility of the states. No one can quarrel with these developments, which are of course a fact accomplished. Other expanded powers of the federal government are the result of Supreme Court decisions.

It is true, however, that the state governments took the greatest step toward the eventual loss of their sovereignty when they accepted the first Federal Grant-in-Aid. It is by the dollar-matching technique that those who see in centralized government the answer to everything, have been able to break down state government. It will only be after we get away from the Grants-in-Aid that we can return power to our states. I want to quote briefly from the first budget message which I made to Your Honorable Body because I think what I said on that occasion is equally pertinent today.

"Through its grants-in-aid programs, the federal government reaches into nearly all phases of state activity. While we must admit that such social progress has been achieved by these programs, it is true that it has brought with it a degree of dictation over our affairs and has stimulated extravagance in government. In attempting to match all federal monies in sight, the states and municipalities have too frequently over-spent and over-taxed.

"I cannot escape the feeling that we have now reached a place where, with respect to most of the grants, if not all, the federal government, the state, and the taxpayer would be better off if the program were severely curtailed. Obviously no single state can refuse to accept federal grants-in-aid.

"It seems to me that the Santa Claus philosophy that has grown up that federal funds cost the taxpayers nothing and must be matched by the state or municipalities should be exposed. The federal government has no means of inventing money but extracts it out of the pocket and sweat of the citizen as do the state and other units of government.

"It also occurs to me that it is extremely wasteful, in the sense that unnecessary overhead is waste, for the federal government to collect taxes in Nebraska, process them through many hands and then ship them back to Nebraska through another regional office or two to eventually be returned to Nebraska citizens and maybe the taxpayer who paid the original dollar. I do not know what this handling cost amounts to, but assume that it would range anywhere from 10 per cent up to 30 or 40 per cent. Whatever the cost, it is largely waste."

I am happy to report to you that all of our state institutions have been improved in the past several years. The quality of service we are rendering to the people measures well when compared to our neighbors and other state governments in America, and is, in my judgment, at as high or a higher level than we have enjoyed previously in the history of our state. This is not to say that our institutions are perfect, or that improvement cannot be made. To the contrary, we must ever be alert to make such changes as are necessary to bring about the highest degree of efficiency and economy.

I would like to suggest, however, that while it may not make as many headlines as charges of deficiency, or of mismanagement, the fact nevertheless remains our state institutions render yearly thousands upon thousands of wonderful, and in some instances, miraculous services to our people. I am reminded of a visit in my office some weeks ago of representatives of the great Elks organization, and of our State Assistance Department. They brought to me the picture of a young man, portraying his development from the time he was a hopelessly crippled boy until, through the efforts of the Elks and the State of Nebraska, through the Assistance Department and the Orthopedic Hospital, this young man became one of our public school teachers. Today he is a perfectly healthy, normal, self-sustaining member of society, making a real contribution, rather than being a charge upon our society. Countless instances of similar services in various state institutions are at hand to be seen by any who care to, and they emphasize again that the people, through their government, accomplish many fine purposes.

Let us not, in our desire to correct deficiencies and wrongs in our government, or in our desire to grab the headlines, overlook the fact that possibly 95 per cent or 96 per cent of the activity of government is purposeful, is fine, and is efficiently and economically conducted. I do not for a moment wish to be a party to the elimination of criticism. I call only for balance in our outlook.

I want to point out again to you that while Nebraska is spending large sums of money for the support of its state government, the largest sums in fact in our history, and while I recognize the burdens of government, including the state government, are great, the fact nevertheless remains that on a comparative basis, and nearly everything in life is relative, Nebraska during the past six years for which many of you, and I, have been responsible, has taken for the support of state government the second lowest percentage of the total income of its citizens of all of the states in America.

The services which we render to our citizens generally measure up very well with those of the other states in the Union. We have increased those services in the last six years, and yet the cost to Nebraskans is the lowest in America, save that borne by the people of New Jersey. I know of no major cost of state government borne by other states which is escaped by Nebraskans, with the very material exception of State Aid to Elementary and Secondary Education. This exception makes it possible for us to keep our costs lower than those states making a substantial contribution in that field.

I want to emphasize again that when I point out how low our taxes are on a comparative basis, I do not mean to imply for a moment that improvements cannot be made. I am certain they can be made, and I applaud anyone in or out of state government who makes constructive suggestions for such improvements.

It seems so elemental that one should not find it necessary to make the suggestion, but I want to call attention again to the fact that to be meaningful, a comparison of expenditures by the state government by bienniums must also include a comparison of services rendered by the state government in those bienniums. As an example, previous to 1935, there was no State Assistance Program in Nebraska. Today it requires 29 cents out of every dollar the state government spends, and yet an administration as late as that of Honorable Charles W. Bryan had no responsibility for such a program. Today, under the Department of Vocational Education, a very sizeable amount of money is spent for a Veterans' training program. There was no such responsibility on the state government as late as the administration of Honorable Dwight Griswold. Today, and for the future, the cost of Nebraska's Teacher Retirement System is an important factor in the state budget, and will become increasingly so. Yet there was no such service rendered by Ne-

braska as late as the administration of Honorable Roy Cochran. It must be clear to anyone that fairness in measuring the costs of administrations, or costs of government by bienniums, requires cataloguing not alone the expenditures but the services rendered. Further, such comparisons are not meaningful, as neither are they accurate, unless consideration is given to the purchasing power of the dollar.

I should like to call attention again to the elemental fact that the growth in government is nearly always at the demand of the citizens of our state, and obviously, as government is expanded, the cost of government rises. The time to be concerned about taxes is not the day that one steps up to the County Treasurer's window to pay the bill, but rather it is the day that legislative proposals for adding to our government are being considered. As I have suggested many times in the past, I know of only two effective ways to cut the cost of government: One, by increased efficiency, and for that we must always fight; and the second is to stop adding to government, and to start subtracting from it. The second, of course, is really the effective way of cutting government costs.

"Personally, (and I quote from a former message to you) I hope that Your Honorable Body will scrutinize every activity of our government, evaluating it in terms of these questions: Why was this activity set up? Does it serve an essential purpose? Is it a legitimate activity on the part of our state? Can it be done better through some other means? If the answers are not satisfactory, eliminate it, and eliminate it regardless of the pressure groups. And you may be certain that when you attempt to eliminate anything in the state government you are going to be subject to merciless pressure. Don't assume for a minute that because something is existing that it needs to continue to exist. It may have outlived its usefulness. It may never have been a proper undertaking on the part of the government."

We have long had good government in Nebraska. We can continue to have such government just so long as we carefully scrutinize all governmental activities and insist on doing no more than we can afford, and do those things in a manner second to none. We have the wealth in Nebraska, and the ingenuity to do those things which government can do best for the people. Let us determine carefully what we believe to be the functions of government.

It has been a distinct privilege and pleasure to work with you in budgetary matters, and I want to thank the budget committee

members with whom I have been associated in the past six years. They have been universally courteous and helpful to me. Our relations have been most friendly, and I trust they have been beneficial to our great state.

I wish for you every success in the consideration of Nebraska's budgetary and fiscal problems. Sometimes rather dry matters, they are nonetheless the most important in each session.

Respectfully submitted,

(Signed) Val Peterson
Governor

The committee retired and escorted the Governor from the Chamber.

Visitor

Mr. Person introduced Mr. E. S. Schiefelbien of Wahoo, Nebraska.

MOTION—Rules

Mr. President: I move that the Rules Committee be instructed to study some method of reducing the number of bills introduced in each session of the Legislature, or recommend some method of screening or giving the more important bills first consideration. (Signed) Hal Bridenbaugh

The motion lost.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 1. By Glenn Cramer of Boone.

A bill for an act to amend section 84-314, Revised Statutes Supplement, 1951, relating to state officers; to provide for the method of fixing the salary of the deputy auditor of public accounts; to provide when a change in the salary of such deputy shall become operative; and to repeal the original section.

LEGISLATIVE BILL 2. By John E. Beaver of Cuming, Earl J. Lee of Dodge and Glenn Cramer of Boone.

A bill for an act to amend sections 23-260, 39-401, 39-402, 39-403, 39-404, 39-406, Reissue Revised Statutes of Nebraska, 1943, and sections 23-250, 23-250.01, and 23-259, Revised Statutes Supplement, 1951, relating to townships; to provide for publishing the annual financial report; to eliminate the provision that the Auditor of Public Accounts shall make a summary of the annual financial report and publishing the same; to provide for one levy to raise the money necessary to defray the town charges of each town; to provide for increase in the compensation of members of the town board and township highway superintendent; to provide when such increase in compensation shall become effective; to provide for a division of the money collected on property within the corporate limits of cities and villages located within the boundaries of any town; to provide for payment of certain expenses from the township fund; to provide when the town board shall present a petition to the county board praying for an appropriation from the county treasury to aid in the building constructions, or repairing of roads in such town; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 3. By Lester H. Anderson of Hamilton, Ralph W. Hill of Thayer and O. H. Person of Saunders.

A bill for an act for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to exempt the homestead, not exceeding five thousand dollars, consisting of the dwelling house in which the family resides and its appurtenances, when located on agricultural land, from taxation; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 4. By Arthur Carmody of Hitchcock, Hugh Carson of Valley and Tom Coffey of Harlan.

A bill for an act relating to the Civil Administrative Departments of the State of Nebraska; to provide for the reorganization and division of the Department of Roads and Irrigation into two departments to be known as the Department of Roads and the Department of Irrigation; to provide for the appointment of a State Highway Commission as the head of the Department of Roads; to provide for the appointment of a Director of Irrigation as the head of the Department of Irrigation; to provide

the salaries to be paid to the heads of the two departments thus created; to define the functions, powers, and duties of the State Highway Commission; to provide for the establishment of the office of Business Manager of the Department of Roads; to provide for his appointment, qualifications, and salary; to define the functions, powers, and duties of such Business Manager; to provide for the establishment of the office of State Engineer in the Department of Roads; to provide for his appointment, qualifications, and salary; to define the functions, powers, and duties of such State Engineer; to provide for the transfer, reallocation, and assignment of existing functions, powers, and duties of the present Department of Roads and Irrigation to and between the Department of Roads and the Department of Irrigation created by this act; to amend sections 81-101, 81-102, 81-108, 81-109, 81-115, and 81-116, Reissue Revised Statutes of Nebraska, 1943, and section 81-103, Revised Statutes Supplement, 1951; and to repeal the original sections.

LEGISLATIVE BILL 5. By Dwight W. Burney of Cedar, A. A. Fenske of Cheyenne and J. L. Brown of Keith.

A bill for an act to amend section 37-215, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to eliminate the restricted area where deer may be killed; to provide that a special permit to kill deer shall not be issued to any person unless he is sixteen years of age; and to repeal the original section.

LEGISLATIVE BILL 6. By Lester H. Anderson of Hamilton.

A bill for an act to amend section 39-727, Reissue Revised Statutes of Nebraska, 1943; to increase penalties for operating a motor vehicle while under the influence of alcoholic liquor or of any drug; and to repeal the original section.

LEGISLATIVE BILL 7. By Lester H. Anderson of Hamilton and Sam Klaver of Douglas.

A bill for an act to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 8, Sixty-fourth (Extraordinary) Session, Nebraska State Legislature, 1952, relating to old age assistance; to increase the maximum amount that may be paid each month to the recipients of old age assistance; and to repeal the original section.

LEGISLATIVE BILL 8. By Herbert J. Duis of Dawson.

A bill for an act to amend section 39-717, Reissue Revised Statutes of Nebraska, 1943; to give the county board authority to remove hedge fences, trees, and undergrowth from county roads; and to repeal the original section.

LEGISLATIVE BILL 9. By Herbert J. Duis of Dawson.

A bill for an act relating to counties; to provide that the salaries of all county officers, deputies, and employees of the county, including salary of members of the county board, shall be fixed by the county board; and to repeal section 33-128, Reissue Revised Statutes of Nebraska, 1943, and sections 23-1101 to 23-1110.02 and 23-1113.01 to 23-1113.04, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 10. By Herbert J. Duis of Dawson.

A bill for an act to amend section 33-128, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide that a member of a county board in counties having a population of less than sixty thousand inhabitants shall be paid the sum of five dollars per day out of the county road fund for each day actually employed in directing road work; and to repeal the original section.

LEGISLATIVE BILL 11. By Herbert J. Duis of Dawson.

A bill for an act for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue and taxation; to prohibit the state government from levying a property tax for state purposes when a sales tax or income tax, or a combination of a sales and an income tax is adopted as a method of raising revenue for the State of Nebraska; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 12. By W. J. Williams of Buffalo.

A bill for an act to amend section 68-313, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to provide that the books and records of administration of general assistance, old age assistance, aid to the blind, and aid to dependent children

shall be open to public inspection, but shall not be published in any newspaper, circular, or magazine.

LEGISLATIVE BILL 13. By W. J. Williams of Buffalo.

A bill for an act relating to paupers and public assistance; to provide that all formal meetings between the county board and the county welfare director shall be open to the public.

LEGISLATIVE BILL 14. By W. J. Williams of Buffalo and Lester H. Anderson of Hamilton.

A bill for an act requiring Communists and knowing members of Communist Front Organizations to register with the Secretary of State; to provide that neither the names of nominees of the Communist Party nor the names of Communists shall appear upon the ballots in primary or general elections; to provide that probable Communists and knowing members of Communist Front Organizations shall not hold nonelective public positions or jobs; to outlaw sabotage; to define terms; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 15. By Glenn Cramer of Boone.

A bill for an act to amend section 49-202, Reissue Revised Statutes of Nebraska, 1943, relating to constitutional amendments; to reduce the number of weeks proposed amendments to the Constitution of Nebraska shall be published; and to repeal the original section.

LEGISLATIVE BILL 16. By George Syas of Douglas.

A bill for an act relating to elections; to provide for the filing of an instrument by candidates for delegate or alternate to the national conventions designating their choices for President and Vice President of the United States, and agreeing to vote for such persons, or as being unpledged; to provide the forms of such instruments; to provide that such choices be shown on the ballot below the name of such candidate for delegate or alternate; and to provide penalties.

LEGISLATIVE BILL 17. By L. M. Shultz of Colfax, Tom Coffey of Harlan and K. W. Peterson of Custer.

A bill for an act to amend section 66-514, Reissue Revised Statutes of Nebraska, 1943, relating to oils, paints, and motor

vehicle fuels; to increase the quantity of motor vehicle fuel, kerosene, distillate, or other petroleum products of a highly inflammable character that may be transported on any one vehicle as exempt from the provisions of sections 66-501, 66-512, and 66-514 to 66-522, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

RECESS

At 11:50 a.m., on a motion by Mr. Lee, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:07 p.m., President Warner presiding.

The roll was called and all members were present except Mr. Lusinski.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 18. By L. M. Shultz of Colfax, Tom Coffey of Harlan, and K. W. Peterson of Custer.

A bill for an act to amend section 66-504, Reissue Revised Statutes of Nebraska, 1943, relating to oils, paints, and motor vehicle fuels; to increase the quantity of motor vehicle fuels that a motor vehicle may carry in the supply tank of such vehicle which is regularly connected with the carburetor of the engine of such vehicle from taxation; and to repeal the original section.

LEGISLATIVE BILL 19. By John Adams, Sr. of Douglas.

A bill for an act to amend section 14-117, Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to eliminate the prohibition against annexation by a city of the metropolitan class of agricultural lands rural in character; and to repeal the original section.

LEGISLATIVE BILL 20. By John Adams, Sr. of Douglas.

A bill for an act relating to public lands and buildings; to provide that all monuments, memorials, and objects of art and

culture now fixed to the State Capitol building or grounds and all incomplete murals or paintings when placed upon allocated places about the building, shall be regarded as permanent fixtures in the places they first occupied and shall not be removed or changed without consent of the Legislature or by initiative and referendum of the people.

LEGISLATIVE BILL 21. By Lester H. Anderson of Hamilton and Glenn Cramer of Boone.

A bill for an act relating to motor vehicles; to provide that it shall be unlawful to smoke any cigar, cigarette, or pipe, or to use tobacco in any form while inside of any bus; to provide for violations; and to provide a penalty.

LEGISLATIVE BILL 22. By Lester H. Anderson of Hamilton, Joseph D. Martin of Hall, and K. W. Peterson of Custer.

A bill for an act relating to elections; to limit the amount of money or other things of value any candidate before any caucus or convention or at any primary or general election may expend in any way in connection with his nomination or election for the office of Representative in the Congress of the United States or for any office which under the Constitution or the laws of this state is to be filled by popular election, except township, precinct, school district, and city officers, or village trustees; to provide a penalty; and to provide for filling of vacancies in the office vacated for violation of this act.

LEGISLATIVE BILL 23. By Lester H. Anderson of Hamilton, Joseph D. Martin of Hall, and K. W. Peterson of Custer.

A bill for an act to provide for the submission to the electors of Nebraska the question of the calling of a constitutional convention.

LEGISLATIVE BILL 24. By George Syas of Douglas, William Moulton of Douglas, and Tom Dooley of Sarpy.

A bill for an act to repeal sections 83-475 to 83-479, Revised Statutes Supplement, 1951, relating to state institutions; to abolish the Nebraska Maternity Home.

LEGISLATIVE BILL 25. By Earl J. Lee of Dodge, and Ernest A. Hubka of Gage.

A bill for an act to repeal section 77-2031, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 26. By Glenn Cramer of Boone.

A bill for an act to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 8, Sixty-fourth (Extraordinary) Session, Nebraska State Legislature, 1952, relating to old age assistance; to provide that commencing on the effective date of this act the first fifty dollars per month of any recipient of old age assistance shall be disregarded when determining his need for old age assistance payments; and to repeal the original section.

MOTION—Refer Bills

Mr. President: I move that the rules be suspended and we refer Bills No. 1 through 26 to Standing Committees. (Signed) Charles F. Tvrdik.

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

EASE

The Legislature was at ease from 2:20 until 2:55 for the purpose of referring bills.

Bills Referred to Standing Committee

L. B.	Committee
1.....	Miscellaneous Appropriations and Claims
2.....	Government
3.....	Judiciary
4.....	Public Works
5.....	Agriculture
6.....	Judiciary
7.....	Labor and Public Welfare
8.....	Agriculture
9.....	Miscellaneous Appropriations and Claims
10.....	Miscellaneous Appropriations and Claims
11.....	Revenue
12.....	Labor and Public Welfare

13.....	Labor and Public Welfare
14.....	Government
15.....	Judiciary
16.....	Government
17.....	Public Works
18.....	Public Works
19.....	Government
20.....	Public Health and Miscellaneous Subjects
21.....	Public Health and Miscellaneous Subjects
22.....	Government
23.....	Judiciary
24.....	Budget
25.....	Revenue
26.....	Labor and Public Welfare

EASE

The Legislature was at ease to allow the committees to meet and organize.

STANDING COMMITTEE REPORTS

Judiciary

Officers elected:

Ernest A. Hubka	Vice Chairman
John E. Beaver	Secretary

Revenue

Officers elected:

Earl J. Lee	Vice Chairman
Howard L. Britt	Secretary

Banking, Commerce and Insurance

Officers elected:

H. K. Diers	Vice Chairman
Frank Nelson	Secretary

Labor and Public Welfare

Officers elected:

John Aufenkamp.....Vice Chairman
A. A. Fenske.....Secretary

Government

Officers elected:

John J. Larkin, Jr.....Vice Chairman
Herbert J. Duis.....Secretary

Miscellaneous Appropriations and Claims

Officers elected:

D. J. Cole.....Vice Chairman
J. L. Brown.....Secretary

Agriculture

Officers elected:

William E. Moulton.....Vice Chairman

Education

Officers elected:

Glenn Cramer.....Vice Chairman

Public Works

Officers elected:

W. J. Williams.....Vice Chairman

Budget

Officers elected:

K. W. Peterson.....Vice Chairman
Otto H. Liebers.....Secretary

Public Health and Miscellaneous Subjects

Officers elected:

D. J. Cole.....Vice Chairman
John Adams.....Secretary

Birthday

Mr. Lee announced that today is Mr. Burney's birthday. Members of the Legislature sang "Happy Birthday" to Mr. Burney.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 27. By Dwight W. Burney of Cedar.

A bill for an act to amend section 35-106, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies and firemen; to provide that municipal authorities of any city of the first or second class and villages may increase the occupation tax on each fire insurance corporation, company or association, doing business in such city or village; and to repeal the original section.

LEGISLATIVE BILL 28. By Ralph W. Hill of Thayer, Wm. A. McHenry of Nuckolls and Hal Bridenbaugh of Dakota

A bill for an act to authorize the Nebraska State Board of Agriculture to issue debentures in an amount not exceeding four hundred thousand dollars for the purpose of constructing a coliseum situated on the Nebraska State Fair Grounds; to provide that the debentures and the interest thereon shall create no additional obligation on the State of Nebraska; to provide that no tax shall be levied for the payment thereof; to provide that no money received for appropriations made by the Nebraska Legislature shall be used in payment thereof; to provide that said debentures shall be paid solely out of moneys derived from earnings of the Nebraska State Board of Agriculture from the operations of the Nebraska State Fair Grounds; and to declare an emergency.

LEGISLATIVE BILL 29. By George Syas of Douglas and Herbert J. Duis of Dawson.

A bill for an act relating to motor vehicles; to provide that holders of amateur radio station licenses may be issued registration plates containing the call letters of such amateur radio station license, in lieu of the usual numbers; to provide the form of such application, and the fee therefor; to provide that only one motor vehicle may be so registered by each applicant at one time; to prescribe the duties of certain public officials; and to declare an emergency.

Adjournment

At 4:00 p. m., on a motion by Mr. Tvrđik, the Legislature adjourned until 10 a. m., Thursday, January 8, 1953.

Hugo F. Srb

Clerk of the Legislature

THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, January 8, 1953

Pursuant to adjournment, the Legislature met at 10:05 a. m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Liebers and Mr. Lusinski, who were excused.

Member Excused

Mr. Britt was excused for half an hour.

The Journal for the Second Day was approved as corrected.

Communication

Memorandum from Max A. Denney, Administrative Assistant to Governor-elect Robert B. Crosby, extending an invitation to the members of the Legislature and their wives to attend an informal reception in the Governor's suite following his Inaugural Address.

MOTION—Supply Press

Mr. President: I move that the several representatives of the Press who are regularly assigned to report the proceedings of the Legislature be furnished the same books, copies of bills, and other supplies that are furnished to members. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Statutes

Mr. President: I move that the State Librarian be authorized and directed to furnish to each member of the Legislature, the Lieutenant Governor, the Associated Press, the United Press, the World Herald, the Lincoln Journal, the Star, and the Committee on Enrollment and Review, not to exceed 50 copies, of the Reissue Revised Statutes of 1943 and the supplements. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Selection of Seats

Mr. President: I move that the rule or custom relating to the selection of seats in the Legislative Chamber by members be amended to read: "Members elected consecutively shall have priority in the selection of any vacant seat and any request for a change of seat or for any seat shall be presented to the Clerk of the Legislature in writing, and no request shall be accepted by the Clerk until after the election day of the next regular legislative session. (Signed) Dwight W. Burney

MOTION—Lay Over

Mr. President: I move that Mr. Burney's motion be printed in the Daily Journal and laid over until Friday, January 9, 1953. (Signed) Charles F. Tvrdik

The motion prevailed, and it was so ordered.

Bills Referred to Standing Committee

L. B.	Committee
27	Banking, Commerce and Insurance
28	Agriculture
29	Public Works

MOTION—Filing of Rules by State Agencies

Mr. President: I move that all agencies of the State of Nebraska, as required by section 84-904 of the Revised Statutes of Nebraska, file certified copies of their rules with the Clerk of the Legislature not later than Monday Noon, January 12, 1953. (Signed) Sam Klaver

The motion prevailed.

Speaker Tvrdik Presiding

NOTICE OF COMMITTEE HEARING

Judiciary

L. B. 3	Monday, January 19, 1953	2:00 p. m.
L. B. 6	Monday, January 19, 1953	2:00 p. m.
L. B. 15	Monday, January 19, 1953	2:00 p. m.
L. B. 23	Wednesday, January 21, 1953	2:00 p. m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 30. By George Syas of Douglas

A bill for an act to amend sections 32-420 and 32-506, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to eliminate the provision for expressing the preference of electors for President and Vice President of the United States in primary elections; to change the form of ballots for primary elections; to repeal the original sections, and also sections 32-509, 32-510, and 32-511, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 31. By W. J. Williams of Buffalo.

A bill for an act to amend section 23-204, Revised Statutes Supplement, 1951, relating to counties; to provide that the basis for formation of supervisor districts shall be according to the assessed valuation; and to repeal the original section and also section 23-267, Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 32. By Committee on Budget, Arthur Carmody of Hitchcock, Chairman

A bill for an act to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, and other incidental expenses incurred during the Sixty-fifth Session, Nebraska State Legislature, during the biennium ending June 30, 1953 and for the ad interim activities of said Legislature during the biennium ending June 30, 1955; to appropriate the sum of one hundred ten thousand dollars, the unexpended balance of five thousand two hundred forty-five dollars and five

cents in Auditor Account Nos. E3, E4, and E5, and the unexpended balance of one thousand nine hundred fourteen dollars in Auditor Account Nos. SS3, SS4, and SS5, therefor; to provide for the payment of compensation of bill drafters, legal researcher, correlation clerk, stenographers, and proofreaders, the payments as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, and for the payments to be made for supplies and other incidental expenses incurred by the bill drafting and related services of the Nebraska Legislative Council during the Sixty-fifth Session, Nebraska State Legislature, commencing January 6, 1953; to appropriate the sum of eleven thousand dollars and unexpended balance of two hundred five dollars and twenty-nine cents in Auditor Account No. E6 therefor; and to declare an emergency.

LEGISLATIVE BILL 33. By Committee on Budget, Arthur Carmody of Hitchcock, Chairman.

A bill for an act to provide for the payment of the salaries of members of the Sixty-fifth Session, Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, for a period of two years commencing the first Tuesday in January, 1953; to appropriate the sum of seventy-six thousand three hundred twelve dollars and thirty-six cents therefor; and to declare an emergency.

LEGISLATIVE BILL 34. By Glenn Cramer of Boone.

A bill for an act to amend section 23-343.01, Revised Statutes Supplement, 1951, relating to counties; to increase the number of members of hospital trustees; to provide the terms of office; to provide the manner of appointing such members and qualifications; and to repeal the original section.

LEGISLATIVE BILL 35. By Dwight W. Burney of Cedar, Ernest A. Hubka of Gage and D. J. Cole of Cherry.

A bill for an act relating to schools; to validate the action of a Class I or II district and all proceedings in connection with the building, hiring, purchasing, or acquiring such teacherage and levying a tax therefor; to provide a limitation for contesting the validity of the building, hiring, purchasing, or acquiring such teacherage or the levying of a tax therefor, and whom such action may proceed against.

LEGISLATIVE BILL 36. By Dwight W. Burney of Cedar, Ernest A. Hubka of Gage and D. J. Cole of Cherry.

A bill for an act to amend section 79-506, Reissue Revised Statutes of Nebraska, 1943, and section 79-506.01, Revised Statutes Supplement, 1951, relating to schools; to provide for Class I and II school districts to build, hire, or purchase a teacherage for the purpose of providing housing facilities for the school employees of such districts and to levy a tax therefor; and to repeal the original sections.

LEGISLATIVE BILL 37. By John E. Beaver of Cuming and Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 77-1804, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the amount that shall be assessed against lands and town lots to defray the expense of advertising such lands and town lots for sale for delinquent taxes; and to repeal the original section.

LEGISLATIVE BILL 38. By John E. Beaver of Cuming and Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 77-1857, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to eliminate the provision requiring the county treasurer to attach an impression of his seal to receipts; and to repeal the original sections.

LEGISLATIVE BILL 39. By Earl J. Lee of Dodge.

A bill for an act to amend sections 39-155 and 39-157, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that, where the only access by an owner of real estate to any public highway is by a private road less than two rods in width, the county board may establish a connecting highway of not less than two rods in width; to prescribe the procedure therefor; and to repeal the original sections.

LEGISLATIVE BILL 40. By Earl J. Lee of Dodge.

A bill for an act to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide when the county assessor shall notify the owners of

real estate of increases in assessment of such real estate; and to repeal the original section.

Announcement

Mr. Lee announced that the Legislative Committee on Revenue would meet for a few minutes in the West Lounge immediately following the motion to recess.

RECESS

At 10:55 a. m., Mr. Burney made a motion to recess until 1:30 p. m.

The motion prevailed.

AFTER RECESS

The Legislature reconvened at 1:48 p. m., President Warner presiding.

The roll was called and all members were present except Messrs. Liebers and Lusienksi, who were excused.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 41. By John J. Larkin, Jr. of Douglas, Robert McNutt of Lancaster and Charles F. Tvrdik of Douglas.

A bill for an act to amend section 21-608, Revised Statutes Supplement, 1951, relating to charitable and fraternal societies; to include Cosmopolitan International, Catholic Youth Organization, and the Newman Club in the organizations declared to be corporations; to provide such organizations shall be capable of suing and being sued, of pleading and being impleaded in the several courts of this state, the same as natural persons; and to repeal the original section.

LEGISLATIVE BILL 42. By Herbert J. Duis of Dawson, Chas. Wilson of Madison and Richard D. Marvel of Adams.

A bill for an act relating to crimes and punishments; to prohibit the sale or offering for sale of farm machinery and industrial

equipment on which the manufacturer's serial number has been destroyed, removed, covered, altered, or defaced; to provide when this act shall apply to certain persons; and to provide penalties.

MOTION—Bonds of State Officers

Mr. President: I move that a committee of three be appointed to wait upon the Secretary of State for him to certify that Governor Robert B. Crosby, Lieutenant Governor Charles J. Warner, Auditor of Public Accounts Ray C. Johnson, State Treasurer Frank B. Heintze, Attorney General Clarence S. Beck, Railway Commissioner Joseph J. Brown have furnished bond and have taken oath and both are on file with the Secretary of State; and that the same committee call upon the Auditor of Public Accounts for him to certify that the Secretary of State, Frank Marsh, has furnished bond and oath and that both bond and oath are on file with the Auditor of Public Accounts. (Signed) Karl E. Vogel

The motion prevailed and the President appointed the following members to serve on the committee: Vogel, chairman; Carpenter and Adams.

REPORT—Bonds of State Officers

Mr. President: Your committee appointed to wait upon the Secretary of State and the Auditor of Public Accounts has performed its duty and reports that the Governor-elect and all other state officers-elect have furnished bond and taken oath as required by law and present the reports of the Auditor of Public Accounts, the Secretary of State and the Board of Educational Lands and Funds. (Signed) Karl E. Vogel, chairman.

Certificate of Secretary of State

I, James S. Pittenger, Secretary of State of the State of Nebraska do hereby certify that Governor Robert B. Crosby, Lieutenant Governor Charles J. Warner, Auditor of Public Accounts Ray C. Johnson, State Treasurer Frank B. Heintze, and Attorney General Clarence S. Beck have filed their bonds and oaths with the Secretary of State as required by law; and that the Nebraska State Railway Commission has furnished a bond covering each employee of this agency in the amount of \$10,000 to provide automatic coverage.

I further certify that the required oaths have been filed in the office of the Secretary of State by Joseph J. Brown, Member of the Nebraska State Railway Commission; John W. Yeager, Justice of the Supreme Court representing the Second District; Fred W. Messmore, Justice of the Supreme Court representing the Fourth District; and Edward F. Carter, Justice of the Supreme Court representing the Sixth District.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this Eighth day of January in the year of our Lord, one thousand and nine hundred and Fifty-three.

(Signed) James S. Pittenger
(Seal) Secretary of State

Auditor of Public Accounts

January 7, 1953

Members of the Sixty-Fifth
Nebraska Legislature

Gentlemen:

This is to advise you that we have on file in this office a \$50,000 bond executed by the Anchor Casualty Company covering Frank Marsh as Secretary of State for a two-year period commencing January 8, 1953; a \$5,000 bond executed by the Anchor Casualty Company covering Roland A. Luedtke as Deputy Secretary of State for a two-year period commencing January 8, 1953; a \$5,000 bond executed by the Anchor Casualty Company covering Ervin W. Luedtke as Director of the Nebraska State Real Estate Commission for a two-year period commencing January 8, 1953; a \$10,000 bond executed by the Lumbermens Mutual Casualty Company, being a blanket bond covering each employee to the extent of \$10,000.

These bonds have been approved by the Board of Educational Lands and Funds.

Respectfully yours,

(Signed) Ray C. Johnson
Auditor of Public Accounts

Board of Educational Lands and Funds

January 8, 1953

Mr. Hugo Srb
Clerk of the Legislature
Building

Dear Mr. Srb:

You are hereby advised that surety bonds covering the following elective officials of the State of Nebraska are on file with the Secretary of State as required under the provisions of LB 233, Fifty-eighth Session of the Nebraska State Legislature:

Robert B. Crosby, Governor.....	\$50,000
Charles J. Warner, Lieutenant Governor.....	\$50,000
Clarence S. Beck, Attorney General.....	\$50,000
Frank B. Heintze, State Treasurer.....	\$1,000,000
Freeman B. Decker, Superintendent of Public Instruction.....	\$50,000
Ray C. Johnson, State Auditor.....	\$50,000
Joseph J. Brown, Railway Commissioner.....	\$10,000

The bond covering Frank Marsh, Secretary of State, in the amount of \$50,000 is on file with the Auditor of Public Accounts as provided for by law.

Sincerely yours

BOARD OF EDUCATIONAL LANDS
& FUNDS

(Signed) H. H. Bartling
Secretary

January 8, 1953

Mr. Hugo Srb, Clerk
Nebraska State Legislature
Building

Dear Mr. Srb:

To comply with the requirements of Section 3, Legislative Bill 233, Fifty-eighth Session, Nebraska State Legislature, we

are attaching hereto a list of officers and employees of the State of Nebraska, who are bonded, showing the amount of each bond.

Sincerely yours,

BOARD OF EDUCATIONAL LANDS
& FUNDS

(Signed) H. H. Bartling
Secretary

In compliance with Section 3, Legislative Bill 233, Fifty-eighth Session of the Nebraska State Legislature, we submit the following list of officials and employees of the State of Nebraska showing the amounts of their bonds:

OFFICIAL TITLE	AMOUNT OF BOND
Adjutant General	\$ 5,000.00
Director of Aeronautics	10,000.00
Director of Agriculture & Inspection	50,000.00
Attorney General	50,000.00
Deputy Attorney General	5,000.00
Auditor of Public Accounts	50,000.00
Deputy Auditor of Public Accounts	10,000.00
State Accountant	10,000.00
Director of Banking	50,000.00
Members of Brand Committee	1,000.00 each
Secretary Board of Control	10,000.00
Members of Board of Control	25,000.00 each
Secretary Board of Educational Lands & Funds	5,000.00
Fire Marshal	2,000.00
Deputy Fire Marshals	2,000.00 each
Members Game, Forestation & Parks Commission ..	10,000.00 each
Governor	50,000.00
Secretary to Governor	10,000.00
Director of Health	50,000.00
Director of Insurance	50,000.00
Securities Clerk Insurance Department	25,000.00
Labor Commissioner	50,000.00
Accountant and Treasurer Labor Department	25,000.00
Chief Boiler Inspector Labor Department	2,500.00
Secretary Library Commission	3,000.00
Lieutenant Governor	50,000.00
Liquor Control Commissioners	25,000.00 each
Superintendent of Public Instruction	50,000.00

Deputy Supt. of Public Instruction	10,000.00	
Director of Administration Supt.'s office	10,000.00	
Director of Nurses Education and Registration	5,000.00	
Purchasing Agent	10,000.00	
Members Racing Commission	10,000.00	each
Secretary Racing Commission	5,000.00	
State Engineer	50,000.00	
Secretary of State	50,000.00	
Deputy Secretary of State	5,000.00	
Director of Real Estate	5,000.00	
Adjutant General United Spanish War Veterans	2,000.00	
Clerk Supreme Court	10,000.00	
Deputy Clerks of Supreme Court	10,000.00	each
Tax Commissioner	50,000.00	
State Treasurer	1,000,000.00	
Deputy State Treasurer	50,000.00	
Comptroller University of Nebraska	50,000.00	
Business Manager of Athletics University	30,000.00	
Director of Veterans Affairs	50,000.00	
Committee Members Veterans Affairs	5,000.00	each
Director Vocational Education	2,000.00	
Accountant and Registrar Vocational Education	2,500.00	
Superintendent Trade School Vocational Education	2,500.00	
Judges Workmens Compensation Court	5,000.00	each
Clerk Workmens Compensation Court	5,000.00	

Each employee of the following State Departments who are not covered by an individual bond are bonded in the amount of \$10,000 by blanket coverage:

Adjutant General
 Aeronautics Commission
 Agriculture & Inspection
 Auditor of Public Accounts
 Banking Department
 Brand Committee
 Board of Control
 Board of Educational Lands and Funds
 Custodian
 Game, Forestation & Parks Commission
 Department of Health
 Department of Insurance
 Labor Department
 Law Library
 Library Commission
 Liquor Control Commission

Normal Board
Department of Public Instruction
Department of Purchasing Agent
Retirement Systems
Railway Commission, including Railway Commissioners
Roads & Irrigation
Highways
Bureau of Irrigation
Motor Vehicle Division
Safety Patrol
Secretary of State
Tax Commissioner
State Treasurer
University of Nebraska
All Deputy State Sheriffs are bonded in the amount of \$2,000 for the period of their appointments.

MOTION—State Officers

Mr. President: I move that a committee of five be appointed to notify the state officers-elect that the Legislature is in session, and to escort them before the bar of the Legislative Assembly for the purpose of taking oath and being inducted into office. (Signed) Otto Kotouc, Sr.

The motion prevailed and the President appointed the following members to the committee: Kotouc, chairman; Bridenbaugh, Wilson, Williams and Carmody.

The following named officers were escorted to the rostrum by the committee:

Joseph J. Brown, Railway Commissioner
Ray C. Johnson, Auditor of Public Accounts
Frank B. Heintze, State Treasurer
Clarence S. Beck, Attorney General
Frank Marsh, Secretary of State

MOTION—Escort the Chief Justice

Mr. President: I move that a committee of seven be appointed to escort the Chief Justice and the Associate Justices of the Supreme Court before the Legislature for the purpose of administering the oath of office to the state officers-elect. (Signed) Ernest A. Hubka

The motion prevailed and the President appointed the following members to serve on the committee: Hubka, Chairman; Lee, McNutt, Burney, Britt, Larkin and Martin.

The committee escorted the Chief Justice and the Associate Justices of the Supreme Court to the rostrum.

MOTION—Governor-elect

Mr. President: I move that a committee of five be appointed to escort the Governor-elect to the Legislative Chamber for the inaugural ceremonies. (Signed) H. L. Pizer

The motion prevailed and the President appointed the following members to serve on the committee: Pizer, chairman; Bixler, Klaver, Shultz and Hill.

The committee escorted the Governor-elect to the rostrum.

MOTION—Governor

Mr. President: I move that a committee of five be appointed to escort Governor Peterson to the Legislative Chamber for the purpose of making his farewell address.

The motion prevailed and the President appointed the following members to serve on the committee: Carson, chairman; Moulton, Nelson, Syas and Anderson.

The committee escorted the Governor to the rostrum.

Speaker Charles F. Tvrdik escorted Mrs. Val Peterson to the rostrum for recognition.

Speaker Charles F. Tvrdik escorted Mrs. Robert B. Crosby and her two children, Sue and Bob, and Mr. and Mrs. M. E. Crosby, parents of the Governor-elect, to the rostrum for recognition.

Speaker Tvrdik Presiding

Oaths of Office

The oath was administered to the State Officers-elect by Chief Justice Robert G. Simmons.

The oath was administered to Associate Justices John W. Yeager, Fred W. Messmore, and Edward F. Carter by Chief Justice Robert G. Simmons.

President Warner Presiding

President Warner presented Governor Val Peterson who gave his farewell address.

Oath of Office

The oath was administered to Governor-elect Robert B. Crosby by Chief Justice Robert G. Simmons.

Invocation

Invocation was pronounced by Reverend L. C. Pretty, Director-Chaplain of the Nebraska Lutheran Social Service, Lincoln, Nebraska.

President Warner presented Governor Robert B. Crosby who delivered the following address:

INAUGURAL MESSAGE OF GOVERNOR

**To the Members of the Sixty-fifth Session of the
Legislature of Nebraska**

January 8, 1953

Mr. President, Mr. Speaker and Members of the Legislature:

The responsibilities of the office of governor have just been settled upon me. I knew they would weigh heavily. How heavily I did not dream!

I confess to my own inadequacy. Your help and advice will be needed. I know you won't withhold them. I shall need God's help and I shall seek it.

In giving you this message I am fulfilling a requirement of the constitution. I make no pretense that my thoughts are entitled to your consideration for any other reason than this: that what I say today was widely expressed by me during the campaigns of last year and may be regarded in some measure as having received a majority acceptance by the voters.

For a few moments I shall digress to make some acknowledgements.

I am succeeding Governor Val Peterson. He has experienced the political tides at both the high mark and the low mark. I find his administration of state affairs to have been clean, honest, and vigorous. He is to be commended as one of Nebraska's many fine governors.

With pleasure I acknowledge my companions, the other elected state officers. Without exception I am proud to be on the same team with them. If some of the new members of the legislature have gained an unfavorable opinion of any of them, I warrant that they will have a better opinion upon close acquaintance.

One more thing—and the campaign is over so please don't regard this as political flattery—I recognize a large measure of ability in your membership. Even though I may seem to be distracted by the host of new duties that confront me, please remember that I will feel pleasure in listening to your views on any problem under the sun. I want our problems to be shared. I hope to earn your goodwill and respect.

Now to the purpose of an inaugural message: To sketch shortly the outlines of my views on state problems.

What is the most important problem? Just this: How, against the background of the world conflict between western civilization and the Communist regime, can we in state government contribute most.

I won't labor the point that our tradition, that of individual liberty stemming from teachings of Christianity and Judaism, cannot be reconciled with the Communist culture. They outnumber us of the free world by almost two to one; they control most of the world's area. Historically, and from any other point of view, the survival of a society of free people is not assured.

It is not just of military conflict that I speak, although I am not one who takes a detached attitude toward the horror in Korea.

Even more I am thinking of the conflict of ideas. During my own little campaigns of last year I felt fright at the number of people in this state who have come to look on government as our main hope for bringing happiness, self respect and material welfare to people. This is such a sad fallacy—the more sad because it has entrapped the minds of men so often. For those

who want to see this truth, let them finger the pages of history—or better yet, let them as members of this generation draw on their personal recollection of the eventual tragedy that has befallen our brothers in some other countries: those who magnified the efficacy of government.

The thought I have just tried to express is central in my political thinking. If you do not agree with me, please concede that I am utterly sincere and am not saying it for show.

In the light of what I have said, I regard the proper role of state government in 1953 as being one of restraint—state officers and the legislature should exercise a restraint far beyond what we have seen in other states or in Washington.

By “restraint” I mean this: only the essential services of state government should be maintained, and that must be done with the least outlay of money and man power. Any savings of tax money and employment hours that we can manage belong first to individual men and women, each of whom would rather make his own way by his own effort. Government fiat cannot rub out the fact that each of us is essentially alone in this world, and that each of us has only a brief interval in which to justify his personality. Whatever of serenity that I capture in my time will come through my own effort, it will not be conferred upon me by government.

Next, and for the time being perhaps first, any savings of tax money and employment time belong to the federal government in that part of its activity which supports the Korean war and which readies us for a possible world war.

In common sense, we cannot now afford any frills. In all but the most fundamental government services we can certainly endure at least a moratorium on expansion of state government.

Permit me to apply this to some specific details of state government.

Administrative Reorganization

Not since 1919 has there been a comprehensive effort to put into better order the administrative functions of our state government. In the meantime the number of independent agencies has increased more than seven fold. It may be that the present administrative pattern is the most efficient that is possible—but I doubt it.

As to the detailed manner of reorganization I shall find it easy to defer to the judgment of the legislature.

Even a modest reorganization will not be easy. I have found that almost everyone approves the general idea. A specific proposal, however, will almost certainly meet with resistance from the affected department or from that department's constituency among the public.

Today I shall make a few specific proposals, and I hope to find time to have a few bills prepared. Neither these proposals nor any bills that I may draft are clothed with a mandate. What I mention today requires legislation, and that is your province. What can be done by administrative order is my duty, and a good start has already been made: in the department of agriculture, for instance, some excellent suggestions for consolidation of inspection activities have already been offered by Ed Hoyt, whose name I shall later offer to you for appointment as director of that department.

With regard to the department of agriculture, it seems to me that it is burdened with too many non-agricultural functions. State inspection of restaurants, hotels, rooming houses, confectioneries and the like ought to be done under the supervision of the public health department. Collection of cigarette and motor fuel taxes should be done in a department of taxation and finance, headed by the state tax commissioner.

Highways are an acute problem. The state engineer, who is responsible for highway administration, ought not to be distracted by too many unrelated responsibilities. The bureau of irrigation should be in the department of agriculture. Its engineering staff could remain intact, and necessary engineering assistance from the highway department could continue. There would be the added advantage of placing irrigation in its proper context, i.e. agriculture. The state safety patrol is a law enforcement activity, coupled with the duty of assisting in emergencies and major breaches of the peace. In practice this activity has been under the governor's direction, and could well be placed in a division of administration stemming from the governor's office.

In such a division of administration, besides the safety patrol, should be placed some other administrative functions, such as those of the state purchasing agent, the budget supervisor and the general supervision of personnel.

The administration of school lands and funds should be strengthened as almost everyone acknowledges. The device of an ex-officio board, the Board of Educational Lands and Funds, is unsatisfactory at the outset. However, improvement could be accomplished by giving the board authority to appoint a qualified director with adequate salary. With regard to the supervision of school lands, the board should have authority, if it is needed, to locate the administrative personnel in an office in the western half of the state where the school lands are located.

Public assistance now accounts for almost one-fourth of the state's total spending. Yet its organizational status is somewhat that of an unrecognized stepchild. The governor now appoints the director, but once appointed his administrative superior is the board of control. Legislation is desirable to give public assistance a clear status, with a plain definition of authority and responsibility. It is further desirable to give the county assistance activities the status of a department, and a definite authority to exercise a maximum of local administration.

Spending of Money

The word "economy" has come to have a demagogic flavor. However, that is what I am talking about. The spending of other people's money by state employees has more than tripled in the last decade. In the same time the population of the state has hardly increased. To be frank, a comparison of the per capita spending of our state government with that of other states is not very useful. Many other state governments have assumed the responsibility for services that we in Nebraska still leave to local units of government. In passing, I should tell you that I like this characteristic of Nebraska's government. In the long run the chief internal threat to freedom in this country lies in the tendency to centralize activities that should remain with local government.

The spending of excessive amounts of money by government employees is of course a burden to tax payers. An even greater evil is associated with it. Each new spending activity requires a new bureau; each new bureau causes some new regulations to be issued; each new regulation limits the individual freedom of some persons. Historically the achievement of personal liberty has depended upon a people's success in limiting its government.

In this thinking there are many who disagree with me. I expect it.

The budget which I shall submit to you will be considered by some as unduly restrictive. I am convinced, however, that most people want reduced government. Many such people do not seek publicity for their views. I wish they did.

Roads

Perhaps the most talked about issue in state politics is the "road problem".

As for my own part in meeting this problem, there are two special assurances that I wish to give you. First, during my term there will be no "political" roads built. To the limit of my ability there will be a planned program of road construction and repair based on priorities that can be defended as best serving the general public need.

Second, in this field as in others my constitutional role is that of administrator. It is up to you to provide the amount of money that you think the circumstances require and permit. It is up to me to get the last inch of good roads from that money.

I do intend to make one recommendation to you, and to suggest one thing that I think is a fact.

The recommendation: That you seriously consider the creation of a bi-partisan highway commission. In my judgment it should be a part time commission and it should be restricted to the formation of broad general policies.

The fact: That if you wish to achieve a substantial improvement in our highways you must provide more adequate funds than are now available.

Education

Nebraska has lagged in the field of public education.

With regard to grade schools and high schools, permit me to make these suggestions:

1. The standards for certifying teachers should be made higher.

2. The redistricting law should be strengthened so that consolidation will be mandatory under certain minimum conditions.

3. A new effort should be made to distribute the school tax burden more equally.

4. The administration of school lands and funds must be improved, as I have above suggested, so that maximum income will be obtained from rentals, royalties and interest; school lands should not be sold.

5. The state teachers' retirement fund must be placed on a sounder financial and actuarial basis.

6. Salaries of teachers should exceed minimum levels that are in keeping with the responsibility of teachers in our social system.

With regard to "higher education", so called, I feel some special concern about two departments of the university. Of course, the state university is a point of pride with all of us. We want it to be a good one. It should be adequately supported in all of its departments, both undergraduate and graduate. However, I feel justified in recommending expansion of only two departments: the research activities of the College of Agriculture, and the College of Medicine.

Nebraska is an agricultural state and there is a continuing need for better research that will promote the welfare of agriculture. I do not want to see agricultural research scattered here and there throughout state government. It should be consolidated in the College of Agriculture.

With regard to the University Medical College, I am told that there is some danger of its losing its accreditation. This would be unthinkable. Our state should do its share in providing an adequate supply of well trained doctors.

Property Assessment

In assessing property for tax purposes we are permitting serious injustices. For as long as I can remember there has been lack of uniformity among counties, among different classes of property and among individual property owners. I have watched various state tax commissioners apply earnest effort to this problem but with disappointing results. I suggest that you create a state board with sufficient authority to assist the tax commissioner in matters of policy. It is indefensible that one section or group should have an unfair amount of property tax burden imposed upon it.

Resources

Because I have expressed what is badly named the "conservative" kind of political thinking, please do not think that I am blind to the great material development that Nebraska people can achieve. I want state government to provide a friendly environment for the promotion of all of Nebraska's resources.

Already I have mentioned the state's part in agricultural research. We must further the development of irrigation, flood control and soil conservation, remembering to keep this development at the level of local control wherever possible as is suggested in some of the proposed enabling legislation for water sheds. We must encourage the production of oil and natural gas. Business and industrial development must be stimulated, taking care that we do not enter the field of subsidization of private enterprise. By good roads and other means we should attract tourists to our state.

Public Assistance

I recommend that the law be amended so that the records of expenditures of public money for assistance shall be open to inspection by any citizen. This need not involve the disclosure of confidential communications by assistance recipients.

I do not want anyone entitled to public assistance to be denied a decent subsistence. I want the ceilings to be high enough to permit this.

On the other hand, we must not permit public assistance to be so generous that it is an inducement for people to become unproductive and dependent on government support. I am told that less than one-fifth of our citizens over age 65 are on the public assistance rolls. The balance of our senior citizens are managing for themselves or are being assisted by relatives and friends. We must not do them the injustice of making their lot poorer than that of people being supported by tax money.

I have found it difficult to make it clear that I feel the deepest sympathy for elderly people and children who have come upon bad times, have no one to whom to turn and are helpless. I want them treated with respect and kindness. At the same time I believe in enforcing the responsibility of children who are able to help their parents and of fathers who are able to care for their minor children. Enforcement of these responsi-

bilities conforms to the generally accepted notions of decent human conduct.

In this field I have been dismayed and hurt by some criticism that has been directed at me. I cannot avoid the feeling that it is a cheap substitute for charity to urge the spending of tax money for those who have a claim to our love by reason of kinship. Charity, as I understand it, is the sharing of one's own substance with another.

A Centennial

Next year, 1954, is the 100th Anniversary of the establishment of Nebraska territory. The Nebraska State Historical Society has made a recommendation to me concerning the appropriate observance of this event. A committee of the Omaha Chamber of Commerce has also brought this matter to my attention. I recommend that you designate a temporary legislative committee to consider the proper part that state government should take in this Centennial commemoration.

Social Groups

An unfortunate defect of human thinking is that we classify our fellows into groups and then symbolize each group.

One man feels that every employer is by nature an oppressor of the workingman. Another feels that no member of a labor union can have the capacity to understand and be fair to management.

In spite of our best intentions there are few among us who can avoid grading the worth of human beings according to the pigment in their skin.

We divide according to the forms by which we relate ourselves to the Creator. Then a strange vanity seizes us, and we judge by the form he has adopted whether a fellow being is acceptable in God's eyes. A fearsome judgment! and one against which those of us in the Christian groups have been given a fearsome warning.

We group ourselves according to the amount of our material possessions—probably the most meaningless distinction of all, ever more meaningless than the groupings according to mental or physical agility.

In this country government rests on the proposition that all men are created equal.

To the extent that I can free myself from these blindnesses, the administration of our state government shall proceed from the proposition that all men are created equal. We shall seek an even-handed fairness to the rights of workingmen and employers without favoring either. We shall dispense benefits and enforce obligations without regard to color, race, creed, political party or station in life.

Conclusion

I am conscious of the special honor that the people of Nebraska have conferred upon you and me. Our people in this state do not take their politics lightly. They are noted for being independent in their thinking and well informed as an electorate. Because of the quality of Nebraska people we have had good government in this state. Much is expected of you and me—it will not be easy to measure up to what is expected. I shall do my best, and I pray that my best will be good enough.

Robert B. Crosby, Governor

President Warner presented United States Senator Dwight Griswold for recognition.

The committee escorted Governor Crosby from the Chamber.

The committee escorted ex-Governor Peterson from the Chamber.

The committee escorted the Chief Justice and Associate Justices of the Supreme Court from the Chamber.

The committee escorted the Constitutional officers from the Chamber.

Adjournment

At 3:40 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Friday, January 9, 1953.

Hugo F. Srb

Clerk of the Legislature

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, January 9, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Liebers, Lusienski and Williams, who were excused.

The Journal for the Third Day was approved as corrected.

Bills Referred to Standing Committee

L. B.	Committee
30.....	Government
31.....	Judiciary
32.....	Budget
33.....	Budget
34.....	Public Health and Miscellaneous Subjects
35.....	Education
36.....	Education
37.....	Revenue
38.....	Revenue
39.....	Public Works
40.....	Revenue
41.....	Judiciary
42.....	Judiciary

Unanimous Consent—Add Co-introducer

Mr. Nelson asked unanimous consent to add his name as a co-introducer of L. B. 16 and L. B. 30.

Consent was granted and it was so ordered.

MOTION—Letter of Thanks

Mr. President: I move that a letter of thanks be sent to Mr. Ed Schultz, Secretary of Fair Board, thanking him for the use of seats for the Inaugural ceremonies. (Signed) Richard D. Marvel

The motion prevailed and it was so ordered.

Member Excused

Mr. Lee was excused until Wednesday, January 14, 1953.

NOTICE OF COMMITTEE HEARING**Revenue**

L. B. 25 Thursday, January 15, 1953

2:00 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 43. By Sam Klaver of Douglas and Earl J. Lee of Dodge.

A bill for an act relating to county courts; to provide for the allowance and payment of fees of attorneys representing executors, administrators, and guardians.

Visitors

Mr. Lillibridge introduced Prof. John Brennemen, Professor of Political Science at Doane College, Crete, Nebraska, and twenty members of his Political Science Class in State and Local Government.

Unanimous Consent—Amend Motion

Mr. Burney asked unanimous consent to amend the motion which he made yesterday and which appears on Page 69 of the Legislative Journal as follows: Line 7, delete the word "of" and insert the word "preceding" in lieu thereof.

Consent was granted and it was so ordered.

Mr. Burney's motion shown on Page 69 of the Legislative Journal was adopted as amended.

Unanimous Consent—Add Co-introducer

Mr. Bridenbaugh asked unanimous consent to add his name as a co-introducer of L. B. 42.

Consent was granted and it was so ordered.

Visitor

Mr. Tvrdik introduced Miss Florence Gondring of Ceres, California, whose father, John N. Gondring, served in the Nebraska Senate in 1897.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 44. By Ernest A. Hubka of Gage and Joseph D. Martin of Hall.

A bill for an act to amend section 29-901, Revised Statutes Supplement, 1951, relating to criminal procedure; to permit a person charged with a bailable offense to deposit cash in lieu of sureties upon his recognizance; and to repeal the original section.

LEGISLATIVE BILL 45. By Ernest A. Hubka of Gage and Joseph D. Martin of Hall.

A bill for an act to amend section 18-203, Revised Statutes of Nebraska, 1943, relating to police courts; to permit a defendant to deposit cash in lieu of sureties upon an appeal recognizance; and to repeal the original section.

LEGISLATIVE BILL 46. By Ernest A. Hubka of Gage, K. W. Peterson of Custer and Arthur Carmody of Hitchcock.

A bill for an act to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to remove the mourning dove as a game bird from provisions of Chapter 37, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Speaker Tvrdik Presiding

EASE

The Legislature was at ease from 10:40 to 10:50.

MOTION—Suspend Rules

Mr. President: I move that we suspend the rules and consider L. B. 32 and L. B. 33 on General File. (Signed) Arthur Carmody

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Visitor

Mr. Lillibridge introduced former Senator John E. Mekota of Crete, Nebraska.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 47. By L. M. Shultz of Colfax

A bill for an act to amend sections 60-303, 77-1239, and 77-1241, Reissue Revised Statutes of Nebraska, 1943, relating to the taxation of motor vehicles; to provide for assessment for taxation of motor vehicles; to provide for the payment of taxes on motor vehicles for the current year and before any registration certificate may be issued; to provide for payment of taxes on motor vehicles on quarterly basis where a motor vehicle is only registered for a part of a year; and to repeal the original sections.

LEGISLATIVE BILL 48. By John J. Larkin, Jr. of Douglas, George Syas of Douglas and William Moulton of Douglas.

A bill for an act relating to state administrative departments; to define a basic work week for employees; to repeal section 81-115, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 49. By John J. Larkin, Jr. of Douglas, George Syas of Douglas and William Moulton of Douglas.

A bill for an act to make the state and any of its political subdivisions liable for accidents arising in the performance of their business from the operation by officers, agents, and employees of motor vehicles, motor equipment, highway machinery and equipment, machinery and equipment in the performance of all other business, for liabilities arising from services rendered for the state and any of its political subdivisions in all their business by officers, agents, and employees; to define terms; to provide for payment of claims; and to authorize the procuring of liability insurance as prescribed.

Member Excused

Mr. Cramer was excused for the rest of this week.

Adjournment

At 11:12 a.m., on a motion by Mr. Kotouc, the Legislature adjourned until 10:00 a.m., Monday, January 12, 1953.

Hugo F. Srb
Clerk of the Legislature

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, January 12, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Carpenter, Dooley, Lee, Lusinski and Williams, who were excused, and Mr. Wilson who was excused until 11:00 a.m. today.

Member Excused

Mr. Beaver was excused for Tuesday, January 13th.

The Journal for the Fourth Day was approved.

Communication

Letter from Mr. Richard W. Chapin, Assistant General Manager of the Lincoln Chamber of Commerce, extending an invitation to the members of the Legislature to attend a dinner on Tuesday, February 17th, at the Lincoln Chamber of Commerce.

Announcements

The date of the coon feed at Crete has been changed to Monday, January 19th, at 6:30 p.m.

Tickets are available for the members of the Legislature who wish to attend the basketball game between the University of Kansas and the University of Nebraska tonight at 7:30 p.m.

Members of the Legislature and their wives are invited to attend the Sheriffs' Banquet this evening.

LEGISLATIVE COUNCIL REPORT

January 8, 1953

**TO THE MEMBERS OF THE LEGISLATURE
OF THE STATE OF NEBRASKA:**

The Nebraska Legislative Council submits herewith the following items to become a part of the official record of the Legislature:

(1) A copy of its report to the Sixty-Fifth Session of the Nebraska Legislature, (2) a copy of the minutes of its general meeting held November 12 to 14, 1952, (3) a copy of each of its ten committee reports approved during the biennium, and (4) a copy of the Summary of Proposed Constitutional Amendments prepared for distribution prior to the 1952 election.

Respectfully submitted,

NEBRASKA LEGISLATIVE COUNCIL

(Signed) Harry L. Pizer, Chairman

January 8, 1953

**TO THE MEMBERS OF THE LEGISLATURE
OF THE STATE OF NEBRASKA:**

The Nebraska Legislative Council in accordance with the provisions of Section 50-403, **R. R. S. Neb. 1943**, submits herewith for confirmation by the Legislature the following officers and employees: Roger V. Shumate, Director of Research; Marguerite M. Price, Budget Analyst; Edith M. McMahon, Secretary; Helen S. Griess, Research Assistant; Jo Ann Hansen, Stenographer; Glema May King, Librarian; John J. Wilson, Bill Drafter; Ralph H. Gillan, Assistant Bill Drafter; Marjorie Ellen Waddle, Secretary; Phyllis Mary Anton, Stenographer; Mary Carline Kroese, Stenographer; Ruth Bossard, Stenographer; Mildred Faulkner, Stenographer.

Additional stenographic, clerical, and bill drafting assistants to be employed as needed, but the number of such employees varies from day to day during the legislative session, depending upon the volume of work required.

Respectfully submitted,

NEBRASKA LEGISLATIVE COUNCIL

(Signed) Harry L. Pizer, Chairman

MOTION—Adopt Report

Mr. President: I move the adoption of the report of the Legislative Council. (Signed) H. L. Pizer

The motion prevailed and the report was adopted.

Announcement

Mr. Hill announced that the Committee on Miscellaneous Appropriations and Claims would meet with the Sundry Claims Board in the East Senate Chamber this afternoon at 2:00 p.m.

Bills Referred to Standing Committee

L. B.	Committee
43.....	Judiciary
44.....	Judiciary
45.....	Judiciary
47.....	Revenue
48.....	Government
49.....	Banking, Commerce and Insurance

MOTION—Suspend Rules, Substitute Bill

Mr. President: I move that the rules be suspended and that the attached bill be substituted for Legislative Bill 46, and the Clerk of the Legislature have the substituted bill printed in lieu of the original Legislative Bill 46 which was read the first time on January 9, 1953. (Signed) Ernest A. Hubka of Gage, K. W. Peterson of Custer and William Moulton of Douglas.

The motion prevailed with 29 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 46. By Ernest A. Hubka of Gage, K. W. Peterson of Custer and William Moulton of Douglas.

A bill for an act to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the mourning dove as a non-game bird in the provisions of Chapter 37, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 50. By Sam Klaver of Douglas.

A bill for an act relating to motor vehicles; to provide for the manner and method of registration of motor vehicles and the assignment of distinctive registration numbers; to establish a system of issuance of motor vehicle registration licenses and numbers upon a monthly basis upon all motor vehicles of seven-passenger capacity or less and not used for hire; to provide the manner of issuance of number plates for motor vehicles upon original registration and renewal thereof; to provide for semi-permanent number plates and issuance of metal tags to be affixed thereto showing the license year of registration or renewal thereof; to provide for promulgation by the Department of Roads and Irrigation of appropriate regulations to carry out and supplement the policy of issuance of semi-permanent number plates and for administering this act; to amend sections 60-309, 60-310, 60-311, 60-329, 60-340, and 60-341, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 51. By Sam Klaver of Douglas.

A bill for an act relating to motor vehicles; to establish a system of issuance of motor vehicle operator's licenses upon a monthly basis; to provide for promulgation by the Department of Roads and Irrigation of rules and regulations for administration and enforcement of this act; to amend sections 60-408 and 60-411, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 52. By Glenn Cramer of Boone.

A bill for an act to amend section 79-444, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to eliminate the provision which permits children under five years of age to attend kindergarten or beginner grade by demonstrating that he is capable of carrying the work of those grades; and to repeal the original section.

LEGISLATIVE BILL 53. By Joseph D. Martin of Hall and D. J. Cole of Cherry.

A bill for an act to amend section 54-134, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to include a prescribed part of Madison County and of Hall County in the brand inspection area; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 54. By Frank Nelson of Holt.

A bill for an act to amend section 2-1207, Revised Statutes of Nebraska, 1943, relating to the State Racing Commission; to provide for a tax on pari-mutuel wagering, the money from unclaimed wagers after thirty days, and one half of the state's share of the odd cents in the redistribution over the next lower multiple of ten shall be placed in the state treasury and credited to the General Fund; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 55. By O. H. Person of Saunders, by request.

A bill for an act to amend sections 23-1106, 23-1107, 23-1108, 23-1108.01, and 23-1108.02, Revised Statutes Supplement, 1951, relating to county officers; to provide that the salaries of clerks of the court in counties of classes (5), (6), (7), and (8) shall be fixed by the county board; to provide when a change in such salaries shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 56. By Monroe Bixler of Sioux.

A bill for an act relating to state normal schools; to give the Board of Education of State Normal Schools the power and authority to acquire by condemnation lands necessary for state normal schools; and to provide procedure for such condemnation.

LEGISLATIVE BILL 57. By Dwight W. Burney of Cedar, Frank Nelson of Holt and Hal Bridenbaugh of Dakota.

A bill for an act to amend section 23-129, Revised Statutes Supplement, 1951, relating to counties; to reduce the number of voters required to approve a special annual tax for the purpose of improving rural mail routes and star mail routes by application of gravel or other suitable surfacing; and to repeal the original section.

LEGISLATIVE BILL 58. By Herbert J. Duis of Dawson.

A bill for an act to amend section 39-257, Reissue Revised Statutes of Nebraska, 1943, relating to highways, bridges and ferries; to change the date between which landowners must destroy weeds to the middle of public roads running along their lands; and to repeal the original section.

LEGISLATIVE BILL 59. By Tom Coffey of Harlan, Wm. A. McHenry of Nuckolls and Hugh Carson of Valley.

A bill for an act to amend section 39-1008, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1951, relating to highways; to restrict the use of the special mail route fund; to change the manner of allocating that portion of the Gasoline Tax Fund to be distributed for mail routes and star routes; and to repeal the original section.

Mr. Carmody Presiding

NOTICE OF COMMITTEE HEARING**PUBLIC WORKS**

L. B. 4

Thursday, January 22, 1953

2:00 p. m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 60. By Ralph W. Hill of Thayer

A bill for an act relating to civil procedure, district court; to provide for examination of juror by party to suit or his attorney.

LEGISLATIVE BILL 61. By Ralph W. Hill of Thayer and Ernest A. Hubka of Gage

A bill for an act to amend section 32-523, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide the time for nomination of a candidate when death of an incumbent of any elective office occurs more than thirty days prior to a primary or general election; and to repeal the original section.

LEGISLATIVE BILL 62. By Ralph W. Hill of Thayer and Ernest A. Hubka of Gage

A bill for an act to repeal section 76-632, Reissue Revised Statutes of Nebraska, 1943, relating to real property.

Communication from the Governor—Appointments

STATE OF NEBRASKA

Executive Office

Lincoln
January 12, 1953

To the President, the Speaker and Members of the Legislature:

For the information and subject to the consideration and approval of Your Honorable Body, I am pleased to advise that I have appointed the following named persons to the following respective offices:

Ed Hoyt.....	Director, Department of Agriculture and Inspection
Harold L. Aitken.....	State Engineer
J. F. McLain.....	Director, Department of Banking
Thomas R. Pansing.....	Director, Department of Insurance
Norris J. Anderson.....	Tax Commissioner
James D. Ramsey.....	Director, Department of Aeronautics
Everett L. Randall.....	Member, Board of Education of State Normal Schools
J. Hyde Sweet.....	Member, Board of Education of State Normal Schools

Respectfully submitted,

(Signed) Robert B. Crosby
Governor

Referred to the Committee on Committees.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 63. By William Moulton of Douglas, J. L. Brown of Keith and Richard D. Marvel of Adams.

A bill for an act to amend section 32-231, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the salary of the election commissioner and deputy election commissioner; to provide a different method of determining the salary of judges and clerks of election and district inspectors; to provide when a change in such salaries shall become effective; and to repeal the original section.

LEGISLATIVE BILL 64. By O. H. Person of Saunders.

A bill for an act to amend section 17-108, Revised Statutes Supplement, 1951, relating to cities of the second class; to provide that the provisions for salaries of the clerk, treasurer, city attorney, and police magistrate shall be eliminated, and their salaries shall be fixed by the mayor and council; and to repeal the original section.

LEGISLATIVE BILL 65. By Monroe Bixler of Sioux.

A bill for an act to amend sections 19-621, 19-623, 19-624, and 19-626, Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide when it shall be necessary to hold a primary election to nominate candidates for the office of city councilmen in cities operating under the city manager plan; to provide when a person shall be considered nominated for such office; to increase the required number of signatures on petitions to have the name of any person placed on the ballot as candidate for such office; to provide the form of such petition; to provide that the names of candidates for such office shall be placed on the ballot at the next regular municipal election unless the number of candidates exceeds twice the number of places in the council to be filled; and to repeal the original sections.

LEGISLATIVE BILL 66. By K. W. Peterson of Custer, by request.

A bill for an act relating to cities of the first class; to provide where public improvements are to be constructed or maintained, departments and public utility boards of the city may make competitive bids on the improvements in competition with other bidders.

LEGISLATIVE BILL 67. By O. H. Person of Saunders and George Syas of Douglas.

A bill for an act to amend section 71-1313, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide that the Board of Examiners in Embalming shall have the consent and approval of the Director of the Department of Health before it may employ an inspector; to provide for appointment of inspectors by the examining boards designated in section 71-112; to eliminate the provision for appointment of attorneys to aid in enforcement of sections 71-1301 to 71-1324, Reissue Revised Statutes of Nebraska, and rules adopted pursuant thereto; and to repeal the original section.

LEGISLATIVE BILL 68. By O. H. Person of Saunders and George Syas of Douglas.

A bill for an act relating to the Civil Administrative Departments of the State of Nebraska; to provide for the appointment of a State Board of Health as the head of the Department of Health; to provide for the salaries and expenses to be paid to the head of the department thus created; to define the functions, powers, and duties of the State Board of Health; to provide for the appointment, qualifications, powers, duties, and salary of the Director of Health; to amend sections 81-102, 81-108, 81-109, 81-115, and 81-116, Reissue Revised Statutes of Nebraska, 1943, and section 81-103, Revised Statutes Supplement, 1951; and to repeal the original sections.

LEGISLATIVE BILL 69. By O. H. Person of Saunders and George Syas of Douglas.

A bill for an act to amend section 71-1320, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to eliminate certain requirements where a person died of any communicable, contagious, or infectious disease; to provide that the Department of Health shall prescribe and promulgate rules and regulations for conducting public funerals when a person died of any communicable, contagious, or infectious disease; to provide for the promulgation of rules and regulations by the Department of Health for the care and burial of a dead body when such person died of any communicable, contagious, or infectious disease and such body shall not be embalmed; and to repeal the original section.

LEGISLATIVE BILL 70. By O. H. Person of Saunders.

A bill for an act to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide that the provisions of sections 71-2017 to 71-2030, Reissue Revised Statutes of Nebraska, 1943, shall apply to maternity homes and homes for aged or infirm; and to repeal the original section, and also sections 68-508 and 68-512, and Chapter 71, article 7, Reissue Revised Statutes of Nebraska, 1943, and sections 68-509, 68-510, 68-511, 68-513, and 68-514, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 71. By O. H. Person of Saunders.

A bill for an act to amend sections 33-150, 71-110, 71-162, 71-185, 71-193.04, and 71-219, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to change the schedule of certain professional and occupational license fees and the disposition of the same; to repeal the original sections, and also sections 71-193.05, 71-193.11, and 71-236, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 72. By Ralph W. Hill of Thayer.

A bill for an act relating to real property; to provide a procedure for moving of boundaries, fences, and public roads when they are erroneously located according to a survey made by the State Surveyor or his deputy; and to provide for damages.

President Warner Presiding

MOTION—Suspend Rules

Mr. President: I move that we suspend the rules and take up the bills that were introduced today for reference—L. B. 46, and L. B. 50 through and including L. B. 72. (Signed) Charles F. Tvrdik

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

Bills Referred to Standing Committee

L. B.	Committee
46.....	Agriculture
50.....	Revenue

51.....	Revenue
52.....	Education
53.....	Agriculture
54.....	Revenue
55.....	Government
56.....	Education
57.....	Government
58.....	Public Works
59.....	Revenue
60.....	Judiciary
61.....	Government
62.....	Judiciary
63.....	Miscellaneous Appropriations and Claims
64.....	Government
65.....	Government
66.....	Government
67.....	Public Health and Miscellaneous Subjects
68.....	Public Health and Miscellaneous Subjects
69.....	Public Health and Miscellaneous Subjects
70.....	Public Health and Miscellaneous Subjects
71.....	Public Health and Miscellaneous Subjects
72.....	Judiciary

Announcement

Mr. Lillibridge announced that the Committee on Committees will hold a hearing on Monday, January 19th, at 1:00 p. m., in the West Lounge, for the purpose of considering the appointments submitted by the Governor today, and those appointments submitted on January 6th by Governor Peterson.

Adjournment

At 12:00 noon, on a motion by Mr. Shultz, the Legislature adjourned until 10:00 a. m., Tuesday, January 13, 1953.

Hugo F. Srb

Clerk of the Legislature

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, January 13, 1953

Pursuant to adjournment, the Legislature met at 10:08 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Beaver, Burney, Hubka, Larkin, Lee, Lusinski, Marvel and Williams, who were excused.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk be authorized to write a letter to the Sheriffs' Association, thanking them for the banquet last night. (Signed) Herbert J. Duis

The motion prevailed.

The Journal for the Fifth Day was approved as corrected.

Communications

Letter from E. E. Judd, Secretary of the Vinton Commercial Club of Omaha, stating that they wish to go on record as opposing any state sales tax.

Referred to the Committee on Revenue.

Invitation from Russell Lockwood of the Nebraska Farm Bureau Federation to the members of the Legislature and their wives, and to the Lieutenant Governor, and the Clerk, Chaplain and Sergeant-at-arms of the Legislature, to be dinner guests at Cotner Terrace on Monday, March 2, 1953, at 6:30 p.m.

Invitation from Frank M. Lepinski, Western Representative of Old Republic Credit Life Insurance Company, to the state Senators, their wives or anyone else they may wish to bring, to attend the evening program of the Nebraska Association of Small Loan Companies at the Hotel Fontenelle, Omaha, on January 14, 1953.

Communication regarding second annual meeting of the Nebraska Citizens Council, to be held Friday, January 16, 1953, in the ball room of the Cornhusker Hotel in Lincoln.

Announcement—Sundry Claims

Mr. Hill, Chairman of the Committee on Miscellaneous Appropriations and Claims, announced that all claims to be considered by this session of the Legislature must be filed by February 2, 1953, in accordance with the rules of the Legislature.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 28 Monday, January 19, 1953 3:00 p.m.

Public Health and Miscellaneous Subjects

L. B. 20 Tuesday, January 20, 1953 2:00 p.m.

L. B. 21 Thursday, January 22, 1953 2:00 p.m.

L. B. 34 Thursday, January 22, 1953 2:00 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 73. By Herbert J. Duis of Dawson and Richard D. Marvel of Adams.

A bill for an act to amend sections 84-407 and 84-409, Revised Statutes Supplement, 1951, relating to Board of Educational Lands and Funds; to increase the fees to be charged by the State Surveyor and deputies appointed by him for making surveys; to repeal the original sections; and to declare an emergency.

Unanimous Consent—Add Co-introducer

Mr. Klaver asked unanimous consent to add Mr. Syas' name as a co-introducer of L. B. 74. Consent was granted and it was so ordered.

LEGISLATIVE BILL 74. By Sam Klaver of Douglas, Frank Nelson of Holt, Tom Dooley of Sarpy and George Syas of Douglas.

A bill for an act to amend section 84-904, Reissue Revised Statutes of Nebraska, 1943, relating to rules of administrative agencies; to require public hearing and notice of the adoption, amendment, or repeal of any rule of any state agency; to require that any change in the rules of such agencies be approved by the certain public officials; to provide that such rules may be rejected or changed by the Legislature; and to repeal the original section.

LEGISLATIVE BILL 75. By Sam Klaver of Douglas.

A bill for an act relating to civil procedure, district court; to provide for the appointment of a deputy jury commissioner in counties having a population of more than two hundred thousand inhabitants; and to provide for his term of office and duties.

LEGISLATIVE BILL 76. By Sam Klaver of Douglas.

A bill for an act to amend section 25-1629, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to limit the time a jury list may be used in counties having a population of more than sixty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 77. By Sam Klaver of Douglas.

A bill for an act to amend section 25-1632, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district court; to provide that the judge or judges may determine when to call subsequent panels of petit jurors in counties having a population of more than sixty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 78. By C. C. Lillibridge of Saline and John E. Beaver of Cuming.

A bill for an act to amend sections 39-7, 116, 60-105, 60-106, 60-108, 60-305.02, 60-308, 60-332, 60-556, 60-601, 60-115, and 60-117, Reissue Revised Statutes of Nebraska, 1943, and sections 23-357 and 83-123, Revised Statutes Supplement, 1951, relating to motor vehicles; to provide for destruction of motor vehicle registration receipts and filing cards pertaining to same over

three years old; to provide for signal lamps or mechanical signal devices on certain motor vehicles as prescribed; to provide for assigning a motor number to a motor when a motor exchange is made; to provide for issuing a certificate of title where none has been previously issued for such motor vehicle in this state; to provide for identification numbers in indices filed in office of Department of Roads and Irrigation; to provide conditions for reciprocity of nonresident owners of trucks and buses; to provide for record of motor vehicles alphabetically by name in office of Department of Roads and Irrigation; to provide a registration fee for cabin trailers; to provide for authorized representative of Department of Roads and Irrigation to secure possession of suspended license or registration; to redefine "this act" when used in Chapter 60, article 6, Reissue Revised Statutes of Nebraska, 1943; to provide when a motor vehicle dealer's license may be suspended or revoked by the administrator; to provide that the information required of dealers in selling motor vehicles be contained in one instrument, and that all instruments showing the transaction be kept on file by the dealer; to provide for purchase of materials for, manufacture, and deliver license plates by the State Reformatory, and the duties of the motor vehicle division relative thereto; and to repeal the original sections.

LEGISLATIVE BILL 79. By J. L. Brown of Keith.

A bill for an act relating to building and loan association; to provide for bonds of officers and employees of such associations; to provide for the conditions of such bonds; and to provide where such bonds shall be filed.

LEGISLATIVE BILL 80. By J. L. Brown of Keith.

A bill for an act to amend section 8-346, Revised Statutes of Nebraska, 1943, relating to banks and banking; to authorize the Director of Banking to accept reports of examination of building and loan associations by certain federal agencies in lieu of examinations authorized by the laws of this state; to provide for examinations of building and loan associations jointly with federal agencies; to authorize the Director of Banking to make available to certain federal agencies any information obtained by the director in his examinations; and to repeal the original section.

LEGISLATIVE BILL 81. By John Aufenkamp of Nemaha.

A bill for an act to amend section 79-809, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for

apportioning the salary of the city treasurer and the cost of clerical help of his office between his office and the school district in cities wherein is located a third class school district; and to repeal the original section.

LEGISLATIVE BILL 82. By Charles F. Tvrdik of Douglas, and Sam Klaver of Douglas.

A bill for an act to amend sections 44-1041, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate certain provisions as to naming of beneficiaries for payment of death benefits in fraternal insurance policies; to change the nature of interest and manner of changing beneficiaries of fraternal insurance; and to repeal the original section.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer L. B. 73 through and including L. B. 82. (Signed) C. C. Lillibridge.

The motion prevailed with 29 ayes, 0 nays and 14 not voting.

Mr. Kotouc Presiding

EASE

The Legislature was at ease from 10:30 to 10:50 for the purpose of referring bills.

President Warner Presiding

Bills Referred to Standing Committee

L. B.	Committee
73.....	Public Works
74.....	Judiciary
75.....	Judiciary
76.....	Judiciary
77.....	Judiciary
78.....	Public Works
79.....	Banking, Commerce and Insurance
80.....	Banking, Commerce and Insurance
81.....	Government
82.....	Banking, Commerce and Insurance

EASE

The Legislature was at ease from 11:00 to 11:35.

Adjournment

At 11:37 a. m., on a motion by Mr. Nelson, the Legislature adjourned until 10 a. m., Wednesday, January 14, 1953.

Hugo F. Srb

Clerk of the Legislature

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, January 14, 1953

Pursuant to adjournment, the Legislature met at 10:03 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney, Hubka, Lusinski and Marvel, who were excused.

The Journal for the Sixth Day was approved.

Unanimous Consent—Amend Motion

Mr. Carmody asked unanimous consent to amend his motion regarding the Statutes, on Page 69 of the Legislative Journal of January 8, 1953, as follows: add the words "authorized and" after the word "be" and before the word "directed", in the first line.

Consent was granted and it was so ordered.

COMMUNICATIONS

Resolution dated January 8, 1953, from the City Council of Omaha relative to annexation of territory to metropolitan cities.

Referred to the Committee on Government.

MESSAGE FROM THE GOVERNOR

STATE OF NEBRASKA
Executive Office
Lincoln

January 13, 1953

To the President, the Speaker, and
Members of the Legislature:

Gentlemen:

For the information and subject to the approval and consideration of Your Honorable Body, this is to advise you that the Board of Educational Lands and Funds has nominated Henry H. Bartling as Secretary of the Board to serve for the ensuing term.

Respectfully submitted,

(Signed) Robert B. Crosby
Governor and Ex-officio Chairman
Board of Educational Lands and Funds

Unanimous Consent—Consider Appointment

Mr. Lillibridge asked unanimous consent to consider the appointment of Henry H. Bartling as Secretary of the Board of Educational Lands and Funds on the same date as we consider the other appointments made by the Governor—Monday, January 19, 1953.

Consent was granted and it was so ordered.

Visitor

Mr. Aufenkamp introduced former Senator and candidate for Governor Frank Sorrell from Syracuse, who addressed the Legislature.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 37	Tuesday, January 20, 1953	2:00 p.m.
L. B. 38	Tuesday, January 20, 1953	2:00 p.m.
L. B. 40	Thursday, January 22, 1953	2:00 p.m.

MOTION—Distribution of Session Laws, Journals

Mr. President: I move that the State Librarian be authorized and directed to furnish to each member of the Legislature,

the Lieutenant Governor, the Associated Press, the United Press, the World Herald, the Lincoln Journal, the Lincoln Star, and the Committee on Enrollment and Review, not to exceed fifty copies, of the Session Laws for 1951, and the Nebraska Legislative Journal, Sixty-Second Session, 1951, and the laws and journals of the Sixty-Third (Extraordinary) and Sixty-Fourth (Extraordinary) Sessions, 1952. (Signed) Arthur Carmody

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 31	Wednesday, January 21, 1953	2:00 p.m.
L. B. 41	Wednesday, January 21, 1953	2:00 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 83. By O. H. Person of Saunders, Hal Bridenbaugh of Dakota and Wm. A. McHenry of Nuckolls.

A bill for an act to amend sections 28-428, 28-438, 28-451, and 28-470, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to redefine narcotic drugs; to define amidone, isoamidone, and keto-bemidone; to eliminate certain inconsistencies of the narcotic laws; to increase penalties; and to repeal the original sections, and also sections 28-424, 28-425, 28-426, 28-432, 28-433, 28-434, 28-435, 28-436, and 28-437, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 84. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to revenue and taxation; to provide a tax for a period of two years upon the privilege of engaging in the business of selling tangible personal property at retail; to impose a tax for a period of two years upon the privilege of engaging in the business of selling services, substances and things in this act designated and defined; to impose a use tax for a period of two years; to provide for the collection of such taxes, the distribution and use of the revenue derived therefrom and the administration of such law; to provide for certain deductions and exemptions; and to provide for penalties.

LEGISLATIVE BILL 85. By Sam Klaver of Douglas.

A bill for an act to amend section 48-185, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to change the grounds upon which a judgment, order, or award of the district court may be modified or set aside upon appeal in a workmen's compensation case; and to repeal the original section.

LEGISLATIVE BILL 86. By Earl J. Lee of Dodge and Dwight W. Burney of Cedar.

A bill for an act for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue and taxation; to prohibit the state government from levying a property tax for state purposes; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 87. By Ralph W. Hill of Thayer and Charles F. Tvrdik of Douglas.

A bill for an act to amend section 77-703, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to reduce the rate of taxation of Class "B" intangible property; and to repeal the original section.

LEGISLATIVE BILL 88. By Charles F. Tvrdik of Douglas and John E. Beaver of Cuming.

A bill for an act to amend section 77-1501, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the county board of equalization shall be enlarged to include one member of a school district board of the county and one member of a city council or village trustee of the county; to provide for the appointment, term of office and compensation of such appointees; and to repeal the original section.

LEGISLATIVE BILL 89. By Earl J. Lee of Dodge and Dwight W. Burney of Cedar.

A bill for an act relating to revenue and taxation; to restrict the amount of revenue that may be raised by a tax levy by the State of Nebraska or by any of its political subdivisions, except

for the payment of any bonded debt and interest thereon; and to provide for an increase in the levy of taxes when the restriction as provided by this act will make the levy insufficient.

LEGISLATIVE BILL 90. By Tom Coffey of Harlan and Lester H. Anderson of Hamilton.

A bill for an act relating to cities of the second class and villages; to provide where public improvements are to be constructed or maintained, departments and public utility boards of the city or village may make competitive bids on the improvements in competition with other bidders.

LEGISLATIVE BILL 91. By Frank Nelson of Holt.

A bill for an act to amend section 33-110, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to reduce the fees to be charged by county clerks for certificates and fees not therein excepted; and to repeal the original section.

LEGISLATIVE BILL 92. By Glenn Cramer of Boone.

A bill for an act to amend section 39-817, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to reduce the publication of advertisement for bids for the construction of bridges from four weeks to three weeks; and to repeal the original section.

LEGISLATIVE BILL 93. By Joseph D. Martin of Hall and Terry Carpenter of Scotts Bluff

A bill for an act to amend section 16-622, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to reduce the interest on special assessments; and to repeal the original section.

LEGISLATIVE BILL 94. By Joseph D. Martin of Hall and Lester H. Anderson of Hamilton.

A bill for an act to amend section 17-515, Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to reduce the interest on special assessments; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 42	Wednesday, January 28, 1953	2:00 p. m.
L. B. 43	Wednesday, January 28, 1953	2:00 p. m.
L. B. 44	Wednesday, January 28, 1953	2:00 p. m.

Public Works

L. B. 29	Friday, January 23, 1953	2:00 p. m.
L. B. 17	Thursday, January 29, 1953	2:00 p. m.
L. B. 18	Thursday, January 29, 1953	2:00 p. m.

Labor and Public Welfare

L. B. 7	Monday, January 26, 1953	2:00 p. m.
L. B. 26	Monday, January 26, 1953	2:00 p. m.

Visitors

Mr. Liebers introduced Professor H. W. Deems of Agricultural College, and nineteen of the seniors majoring in vocational agriculture.

RECESS

At 10:50 a. m., the Legislature recessed until 11:30 a. m.

AFTER RECESS

The Legislature reconvened at 11:30 a. m., President Warner presiding.

The roll was called and all members were present except Messrs. Aufenkamp, Burney, Dooley, Hubka, Lusinski, McNutt and Marvel, who were excused.

MOTION—Suspend Rules, Refer Bills

Mr. President: I move that the rules be suspended and we refer Bills No. 83 through and including 94. (Signed) Charles F. Tvrđik

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Bills Referred to Standing Committee

L. B.	Committee
83.....	Public Health and Miscellaneous Subjects
84.....	Revenue
85.....	Labor and Public Welfare
86.....	Revenue
87.....	Revenue
88.....	Revenue
89.....	Revenue
90.....	Judiciary
91.....	Judiciary
92.....	Judiciary
93.....	Judiciary
94.....	Judiciary

NOTICE OF COMMITTEE HEARINGS**Government**

L. B. 2	Wednesday, January 21, 1953	2 p. m.
L. B. 16	Wednesday, January 21, 1953	2 p. m.
L. B. 22	Wednesday, January 21, 1953	2 p. m.
L. B. 30	Wednesday, January 21, 1953	2 p. m.
L. B. 55	Wednesday, January 21, 1953	2 p. m.
L. B. 61	Wednesday, January 21, 1953	2 p. m.
L. B. 64	Friday, January 23, 1953	2 p. m.
L. B. 65	Friday, January 23, 1953	2 p. m.
L. B. 66	Friday, January 23, 1953	2 p. m.

Visitors

Mr. Tvrdik introduced Mayor Glenn Cunningham of Omaha and the City Councilmen of Omaha.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 95. By John E. Beaver of Cuming, Robert McNutt of Lancaster and Herbert J. Duis of Dawson.

A bill for an act to amend section 72-204, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands and

funds; to provide for appraising educational lands not under a sale contract before the land is leased or an assignment made, and each three years thereafter; to provide that the appraised value shall be made known when a lease is offered for sale; to provide that appraisements may be made by a private appraisal firm; and to repeal the original section.

LEGISLATIVE BILL 96. By Robert McNutt of Lancaster, John E. Beaver of Cuming and Herbert J. Duis of Dawson.

A bill for an act for submission to the electors of an amendment to Article VII, section 1, of the Constitution of Nebraska, relating to educational lands and funds; to provide that the Legislature shall provide for appointing the members of the Board of Educational Lands and Funds; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 97. By Herbert J. Duis of Dawson, John E. Beaver of Cuming and William Moulton of Douglas.

A bill for an act to amend section 72-234.02, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands; to remove the provision requiring the payment of one half of the consideration for the assignment of a lease to the Board of Educational Lands and Funds as a condition for the assignment of a lease; and to repeal the original section.

LEGISLATIVE BILL 98. By Robert McNutt of Lancaster, John E. Beaver of Cuming and Herbert J. Duis of Dawson.

A bill for an act to amend section 72-240.06, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands and funds; to provide for notice when lease is executed by Board of Educational Lands and Funds; to change the manner of appointing appraisers of improvements on land where the highest bid received is made by a person other than the lessee; to provide compensation for such appraisers; to provide the procedure for appeal from the appraisal made by the appraisers of improvements on land; to provide that the written permission of the Board of Educational Lands and Funds shall

be obtained before a lessee places improvements upon school lands; to provide a forfeiture after the effective date of this act, if improvements are placed on school lands by a lessee without the written permission of the Board of Educational Lands and Funds; and to repeal the original section, and also section 72-240, Revised Statutes Supplement, 1943.

Unanimous Consent—Add Co-introducers

Mr. Kotouc asked unanimous consent to add the following names as co-introducers of L. B. 99: H. K. Diers, O. H. Person, William Moulton and Robert McNutt.

Consent was granted and it was so ordered.

LEGISLATIVE BILL 99. By Otto H. Liebers of Lancaster, Otto Kotouc, Sr. of Richardson, L. M. Shultz of Colfax, H. K. Diers of York, O. H. Person of Saunders, William Moulton of Douglas and Robert McNutt of Lancaster.

A bill for an act relating to drainage; to provide for watershed districts; to provide for their organization; to set forth the purposes, procedures, and powers thereof; to provide the duties of certain officers and boards; to provide for jurisdiction of the courts as prescribed; to provide that this act shall not affect the rights of any governmental subdivision or public corporation organized or in existence prior to the effective date of this act; and to provide how this act may be cited.

LEGISLATIVE BILL 100. By Earl J. Lee of Dodge and Joseph D. Martin of Hall.

A bill for an act to amend section 49-618, Reissue Revised Statutes of Nebraska, 1943, relating to law; to reduce the price sets of the Revised Statutes of Nebraska, 1943, may be sold; and to repeal the original section.

LEGISLATIVE BILL 101. By Otto H. Liebers of Lancaster.

A bill for an act relating to colleges and universities; to provide that the Board of Regents of the University of Nebraska shall convey to the State of Nebraska certain described real estate; and to declare an emergency.

Adjournment

At 11:50 a.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Thursday, January 15, 1953.

Hugo F. Srb

Clerk of the Legislature

EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, January 15, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney, Hubka, Lusinski and Williams, who were excused.

Member Excused

Mr. Klaver was excused for Friday, January 16, 1953.

The Journal for the Seventh Day was approved as corrected.

Attorney General's Opinion

DEPARTMENT OF JUSTICE

Lincoln, Nebraska

January 10, 1953

Hon. Earl J. Lee
State Senator
Building

Dear Senator Lee:

In reply to your letter of January 9th with reference to the matter of exempting from taxation motor vehicles owned by members of volunteer fire departments, we see no way by which the Legislature could extend such an exemption to them unless Section 2, Article 8 of the Nebraska Constitution is amended by a vote of the people. That section provides as follows:

"The property of the state and its governmental subdivisions shall be exempt from taxation. The Legislature by general law may exempt property owned by and used exclusively for agricultural and horticultural societies, and property owned and used exclusively for educational, religious, charitable or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user. Household goods of the value of two hundred (\$200.00) dollars to each family shall be exempt from taxation. The Legislature by general law may provide that the increased value of land by reason of shade and ornamental trees planted along the highway shall not be taken into account in the assessment of such land. **No property shall be exempt from taxation except as provided in this section.**" (Emphasis supplied)

Very truly yours,

CLARENCE S. BECK
Attorney General

(Signed) Clarence A. H. Meyer
Deputy Attorney General

CAHM:dnj

Referred to the Committee on Revenue.

Mr. Coffey made a motion that the foregoing letter be made a part of this day's Journal.

The motion prevailed.

Invitation

Lincoln Lodge No. 80, Benevolent Protective Order of Elks, has extended an invitation to the members of the Legislature to attend a stag dinner and refreshments on Monday, February 2, 1953.

Unanimous Consent—Add Co-Introducer

Mr. Nelson asked unanimous consent that his name be added as co-introducer to L. B. 97.

Consent was granted and it was so ordered.

EASE

The Legislature was at ease from 10:20 to 10:25.

Objection to Reference

Mr. Adams raised an objection to the referral to the Committee on Government of the Resolution dated January 8, 1953, from the City Council of Omaha relative to annexation of territory to metropolitan cities, read on January 14, 1953.

The Chair sustained the objection and the referral was withdrawn.

NOTICE OF COMMITTEE HEARINGS**Public Health and Miscellaneous Subjects**

L. B. 68	Tuesday, January 27, 1953	2:00 p. m.
L. B. 71	Tuesday, January 27, 1953	2:00 p. m.
L. B. 67	Thursday, January 29, 1953	2:00 p. m.
L. B. 69	Thursday, January 29, 1953	2:00 p. m.
L. B. 70	Thursday, January 29, 1953	2:00 p. m.

Banking, Commerce and Insurance

L. B. 79	Thursday, January 22, 1953	2:00 p. m.
L. B. 80	Thursday, January 22, 1953	2:00 p. m.

Visitor

Mr. Adams introduced Dr. Harry A. Foster of Omaha, former Senator, who addressed the Legislature briefly.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 102. By Lester H. Anderson of Hamilton, Richard D. Marvel of Adams and Terry Carpenter of Scotts Bluff.

A bill for an act to amend sections 80-301, 80-306, and 80-307, Reissue Revised Statutes of Nebraska, 1943, relating to soldiers and sailors; to change the provisions on qualifications to the Soldiers' and Sailors' Home, and for making reimbursements; to eliminate the provision that members of the Board of Inquiry and Review shall not be reimbursed for their expenses in attending meetings; to authorize and direct the Board of Control to adopt

rules and regulations authorizing members of the Soldiers' and Sailors' Home to perform duties; and to repeal the original sections.

LEGISLATIVE BILL 103. By Lester H. Anderson of Hamilton, Richard D. Marvel of Adams and Joseph D. Martin of Hall.

A bill for an act relating to soldiers and sailors; to provide for the removal of the disability of the minority of veterans and their minor spouses for the purpose of obtaining benefits under the Servicemen's Readjustment Act.

LEGISLATIVE BILL 104. By Lester H. Anderson of Hamilton, Richard D. Marvel of Adams and Joseph D. Martin of Hall.

A bill for an act to amend section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, relating to militia; to provide for leave of absence for officers and employees of the state, or of any of its political subdivisions, who leave a position for the purpose of being inducted into, enlisting in, determining his physical fitness to enter, or performing training duty in the armed forces of the United States, or the National Guard of Nebraska, without loss of status or efficiency rating, and without loss of pay during the first fifteen days of such leave of absence; to provide for the return of such person to his position with like seniority, status, and pay as prescribed; and to repeal the original section.

LEGISLATIVE BILL 105. By William Moulton of Douglas and George Syas of Douglas.

A bill for an act to amend section 14-204, Revised Statutes Supplement, 1951, relating to cities of the metropolitan class; to change the date for holding a primary election for the purpose of nominating candidates for the office of councilman; and to repeal the original section.

LEGISLATIVE BILL 106. By George Syas of Douglas and Ralph W. Hill of Thayer.

A bill for an act to amend sections 48-121 and 48-122, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to increase disability and death benefits; and to repeal the original sections.

LEGISLATIVE BILL 107. By L. M. Shultz of Colfax and K. W. Peterson of Custer.

A bill for an act relating to motor vehicles; to provide a tax upon all combustible gases and liquids suitable for the generation of power for propulsion of motor vehicles, except that it does not include motor fuel as defined in subdivision (2) of section 66-401, Reissue Revised Statutes of Nebraska; to define terms; to provide for collection of tax; to provide for disbursement of tax; to make certain acts unlawful; to provide penalties; and to repeal Chapter 60, article 2, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 108. By Joseph D. Martin of Hall.

A bill for an act to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to provide for continuation or dissolution of districts when the districts have not entered into a bona fide construction of its works within a five year period; to provide the manner of submitting to the electors of the district the question of continuation or dissolution of the district; to provide the method of dissolution and distribution of the assets; and to repeal the original section.

LEGISLATIVE BILL 109. By Joseph D. Martin of Hall.

A bill for an act relating to reclamation districts; to define "construction of works" as used in Chapter 46, article 5, Reissue Revised Statutes of Nebraska, 1943; and to provide that the board of directors of reclamation boards may not in any year prior to a bona fide initiating of actual construction of its works expend in excess of ten per cent of its estimated total income.

LEGISLATIVE BILL 110. By Richard D. Marvel of Adams, Lester H. Anderson of Hamilton and Monroe Bixler of Sioux.

A bill for an act to amend section 14-121, 15-806, 16-710, and 17-712, Revised Statutes of Nebraska, 1943, and section 77-1611, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for certain poll tax exemptions; and to repeal the original sections.

LEGISLATIVE BILL 111. By Richard D. Marvel of Adams, Lester H. Anderson of Hamilton and Monroe Bixler of Sioux.

A bill for an act to amend section 23-1310, Revised Statutes of Nebraska, 1943, and section 23-1309, Revised Statutes Supplement, 1951, relating to counties; to provide for recording records of veterans of separation from active duty who served in armed forces of the United States; and to repeal the original sections.

LEGISLATIVE BILL 112. By Richard D. Marvel of Adams, Lester H. Anderson of Hamilton and Monroe Bixler of Sioux.

A bill for an act to amend sections 77-1605, 80-101, 80-103, 80-104, 80-105, 80-107, and 80-409, Reissue Revised Statutes of Nebraska, 1943, and section 80-102, Revised Statutes supplement, 1943, relating to soldiers and sailors; to change the purpose and benefits of soldiers', sailors' and marines' county relief fund; to change the manner of appointing the county service committee and when terms of the members thereof expire; to provide additional duties for the county service committee; to provide a salary for county service officer; and to repeal the original sections.

LEGISLATIVE BILL 113. By Richard D. Marvel of Adams, Lester H. Anderson of Hamilton and Monroe Bixler of Sioux.

A bill for an act to amend sections 80-401.06, 80-405, and 80-410, Reissue Revised Statutes of Nebraska, 1943, and section 80-401.03, Revised Statutes Supplement, 1951, relating to soldiers and sailors; to provide that the needy veterans of the Korean War and their dependents shall receive aid from the Nebraska Veterans' Aid Fund; to provide that the Veterans' Advisory Commission shall include a veteran of the Korean War and how such member shall be selected; to provide additional violations for obtaining veteran's relief; to provide qualifications for state service officers, assistant state service officers, and members of county committees; to repeal the original sections, and also sections 80-404.01, 80-404.02, and 80-404.03, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 114. By K. W. Peterson of Custer, William Moulton of Douglas and Arthur Carmody of Hitchcock.

A bill for an act to amend sections 39-723.03, 39-723.05, and 39-725, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that it shall be unlawful for any person

operating any motor truck, truck-tractor, or trailer to carry a load in excess of the carrying capacity on any wheel, on any axle, or on a group of axles as provided by section 39-722 and to provide a penalty therefor; to remove from section 39-723.05, Reissue Revised Statutes of Nebraska, 1943, the requirement that an offense thereunder be knowingly permitted; to provide that it shall be unlawful for persons operating any freight-carrying vehicles to operate certain vehicles prescribed therein with excess over the carrying weight plus five per cent tolerance; to provide penalties upon the amount of excess weights over the lawful carrying capacity or authorized tolerance of vehicles as prescribed therein; to provide for reducing the overload; to repeal the original sections; and to declare an emergency.

RECESS

The Legislature recessed from 10:40 until 11:30.

AFTER RECESS

The Legislature reconvened at 11:30 a.m., Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Burney, Coffey, Hubka, Lusinski and Williams, who were excused.

Mr. Carmody Presiding

MOTION—Suspend Rules, Refer Bills

Mr. President: I move that the rules be suspended and we refer the bills read today. (Signed) Earl J. Lee

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

EASE

The Legislature was at ease from 11:35 to 11:50 for the purpose of referring bills.

Member Excused

Mr. Vogel was excused for Friday, January 16, 1953.

Visitor

Mr. Fenske introduced his daughter, Mrs. Dean Niemann of E. Greenwich, Rhode Island.

Bills Referred to Standing Committee

L. B.	Committee
95.....	Education
96.....	Judiciary
97.....	Education
98.....	Education
99.....	Public Works
100.....	Judiciary
101.....	Budget
102.....	Budget
103.....	Banking, Commerce and Insurance
104.....	Labor and Public Welfare
105.....	Government
106.....	Labor and Public Welfare
107.....	Revenue
108.....	Government
109.....	Government
110.....	Revenue
111.....	Labor and Public Welfare
112.....	Labor and Public Welfare
113.....	Labor and Public Welfare
114.....	Public Works

Adjournment

At 12:00 noon, on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Friday, January 16, 1953.

Hugo F. Srb

Clerk of the Legislature

NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, January 16, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney, Fenske, Hubka, Klaver, Lillibridge, Lusinski, Vogel and Williams, who were excused.

Member Excused

Mr. Aufenkamp was excused for Monday, January 19, 1953.

The Journal for the Eighth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 45	Monday, January 26, 1953	2:00 p.m.
L. B. 60	Monday, January 26, 1953	2:00 p.m.
L. B. 62	Monday, January 26, 1953	2:00 p.m.
L. B. 72	Monday, January 26, 1953	2:00 p.m.
L. B. 91	Monday, January 26, 1953	2:00 p.m.
L. B. 92	Monday, January 26, 1953	2:00 p.m.

Banking, Commerce and Insurance

L. B. 27	Tuesday, January 27, 1953	2:00 p.m.
L. B. 82	Tuesday, January 27, 1953	2:00 p.m.
L. B. 49	Thursday, January 29, 1953	2:00 p.m.

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet today (January 16) for the purpose of discussing claims. Meeting will be in the East Senate Lounge at 1:30 p.m. (Signed) R. W. Hill, Chairman.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk be instructed to write a letter to Mr. Bob Livingston, President of the Nebraska Theatre Association, thanking the association for the banquet last night. (Signed) H. K. Diers

The motion prevailed and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 32. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 33. Read and considered.

Advanced to E and R for review.

Members Excused

Messrs. Carmody, Liebers, McHenry, Marvel and Peterson were excused for the remainder of this day's session for the purpose of touring the state institution at Hastings, Nebraska.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 115. By Robert McNutt of Lancaster and John Aufenkamp of Nemaha.

A bill for an act relating to auctions and auctioneers; to provide for the licensing of auctioneers of another state which requires licensing of Nebraska auctioneers in such state; to provide the terms upon which such license shall be granted; to provide the fees for such license and the disposition thereof; to prescribe the duties of certain public officials; and to provide how this act shall be construed.

LEGISLATIVE BILL 116. By Tom Dooley of Sarpy.

A bill for an act to amend section 23-122, Revised Statutes Supplement, 1951, relating to counties; to provide that the publication of the county board proceedings of each annual, regular, or special meeting shall also include the amount of each claim allowed, the purpose of the claim, and the name of the claimant; to provide when such publication shall be made; and to repeal the original section.

LEGISLATIVE BILL 117. By John Adams of Douglas.

A bill for an act to appropriate the sum of twenty-five thousand dollars out of the General Fund of the state for the purpose of assisting school district No. 61 of Douglas County, Nebraska, for each of the fiscal years ending June 30, 1954 and 1955, in paying the general operating expense of maintaining the school in such district.

Announcement

Mr. McNutt announced that the Judiciary Committee would meet in executive session at 10:40 a. m., January 16, 1953, in the Supreme Court Hearing Room.

RECESS

At 10:30 a. m., the Legislature recessed until 11:15 a. m.

AFTER RECESS

The Legislature reconvened at 11:45, Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Burney, Carmody, Fenske, Hubka, Klaver, Liebers, Lillibridge, Lusinski, McHenry, Marvel, Peterson, Shultz and Vogel, who were excused.

Visitor

Mr. Kotouc introduced former Senator C. E. Metzger.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 118. By George Syas of Douglas, William Moulton of Douglas and Charles F. Tvrdik of Douglas.

A bill for an act to amend sections 18-502, 18-503, 18-505, and 18-507, Revised Statutes of Nebraska, 1943, and sections 18-501, 18-506, 18-508, 18-509, 18-510, and 18-511, Revised Statutes Supplement, 1951, relating to sewage disposal plants and sewerage systems; to provide that the provisions of Chapter 18, article 5, Revised Statutes of Nebraska, 1943, and all amendments thereto shall apply to and include storm sewer systems; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 119. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 60-419, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate reference to the state farm at Genoa which has been heretofore abolished; and to repeal the original section.

LEGISLATIVE BILL 120. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 18-625, Revised Statutes Supplement, 1951, relating to construction of viaducts in all cities and villages; to change internal reference to sections now applicable to exercise of power of eminent domain; and to repeal the original sections.

LEGISLATIVE BILL 121. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 53-109 and 53-138.01, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to require certain fees collected by the Liquor Control Commission to be paid and credited to the state General Fund in accord with the statutory policy set forth in other sections of the Liquor Control Act; and to repeal the original sections.

LEGISLATIVE BILL 122. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 46-131, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to change the time for assessment of property within an irrigation

district for irrigation purposes to agree with the time for assessment of property generally; and to repeal the original section.

LEGISLATIVE BILL 123. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 32-902, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the city council shall be the canvassing board of city elections in cities located in counties having not more than sixty thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 124. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 21-1,159, 21-1,160, 21-1,161, and 21-1,163, Revised Statutes Supplement, 1951, relating to corporations; to correct limiting internal references; and to repeal the original sections.

LEGISLATIVE BILL 125. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 84-304, Revised Statutes Supplement, 1951, relating to state officers; to eliminate the requirement that the Auditor of Public Accounts shall furnish offices and supplies for the State Treasurer; to eliminate the requirement that the Auditor of Public Accounts shall furnish books, blanks and supplies to county officers having duties to perform under the revenue laws; and to repeal the original section.

LEGISLATIVE BILL 126. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 71-193.01, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to eliminate the requirement that the salary of the Chief of the Division of Dental Health shall be subject to the provisions of the repealed Nebraska Merit System Act; and to repeal the original section.

LEGISLATIVE BILL 127. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 30-1706, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to

reconcile the requirements of notice of publication in short form proceedings to admit will to probate and in proceedings for determination of heirship; and to repeal the original section.

LEGISLATIVE BILL 128. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 16-607, Revised Statutes Supplement, 1951, relating to cities of the first class; to eliminate internal reference to a statutory section that has been repealed and substitute proper reference; and to repeal the original section.

MOTION—Suspend Rules, Refer Bills

Mr. President: I move that we suspend the rules and refer the bills read today. (Signed) John Adams, Sr.

The motion prevailed with 29 ayes, 0 nays and 14 not voting.

Bills Referred to Standing Committee

L. B.	Committee
115.....	Public Health and Miscellaneous Subjects
116.....	Government
117.....	Budget
118.....	Government
119.....	Judiciary
120.....	Judiciary
121.....	Judiciary
122.....	Judiciary
123.....	Judiciary
124.....	Judiciary
125.....	Judiciary
126.....	Judiciary
127.....	Judiciary
128.....	Judiciary

LEGISLATIVE EMPLOYEES' SALARY SCHEDULE

Elmer D. Sprague, Asst. Clerk	\$16.00 per day
George L. Santo, Sergeant-at-Arms	200.00
A. C. Taylor, Asst. Sergeant-at-Arms	180.00
Ruby B. Nelson, Postmaster	165.00

E. C. Hansen, Chaplain	130.00
Mary Dickinson, Sec'y, Lt. Governor	220.00
LaVerne Obermeyer, Journal Clerk	285.00
Florence Graham, Asst. Journal Clerk	240.00
Jo Fisher, Engrossing Clerk	285.00
Assistant Engrossing Clerk	220.00
Hollis S. Thurber, Bookkeeper	225.00
Janet E. Ross, Docket Clerk	220.00
Paula S. Williams, Office Assistant	185.00
Marguerite M. Price, Budget Committee Clerk	315.00
Marlea B. Gates, Supervisor of Secretarial Pool	240.00
Georgie E. Stephenson, Agriculture Committee Clerk	220.00
Lucille Toman, Banking, Commerce and Insurance Committee Clerk	220.00
Glendora Hueser, Education Committee Clerk	220.00
Guila Darling, Government Committee Clerk	220.00
Shirley E. Harris, Judiciary Committee Clerk	220.00
Shirley G. Blank, Miscellaneous Appropriations and Claims Committee Clerk	220.00
Detta J. Harding, Public Health and Miscellaneous Subjects Committee Clerk	220.00
Georgiana G. Gaines, Public Works Committee Clerk	220.00
Eleanor S. Stratton, Revenue Committee Clerk	220.00
Dorothea Fuchs, Stenographer	200.00
Katherine E. Gibson, Stenographer	200.00
G. F. Martin, Chief Clerk, Bill Room	220.00
F. R. Miller, Asst. Clerk, Bill Room	175.00
Gus Neumann, Asst. Clerk, Bill Room	175.00
C. A. Mohrman, Asst. Clerk, Bill Room	175.00
Chas. D. Woods, Asst. Clerk, Bill Room	175.00
W. D. Woodruff, Asst. Clerk, Bill Room	175.00
Frank Taylor, Asst. Clerk, Bill Room	175.00
Elmer E. Mommens, Page	150.00
Grace Frey, Page	150.00
Norma Vavra, Page	150.00
Roberta Hoffman, Page	150.00
Ernest Fouts, Chief Custodian	185.00
Carl Hoffman, Asst. Custodian	170.00
Chas. P. Glee, Asst. Custodian	170.00
Gertrude Tyler, Telephone Operator	165.00
Elizabeth Reger, Proof Reader	\$1.25 per hour
Edna Scott, Proof Reader	1.25 per hour
Margaret Lindquist, Proof Reader	1.25 per hour
Ethel Bryant, Proof Reader	1.25 per hour

MOTION—Adopt Report

Mr. President: I move that the report on the appointments and salaries of the employees be adopted. (Signed) John J. Larkin, Jr.

The motion prevailed.

OFFICERS' OATH OF OFFICE

STATE OF NEBRASKA, ss.

We, and each of us, do solemnly swear that we will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of our respective offices to the best of our ability, so help us God.

(Signed) Elmer D. Sprague, Jr.
Assistant Clerk

(Signed) A. C. Taylor
Asst. Sergeant-at-Arms

Subscribed in my presence and sworn to before me this sixteenth day of January, 1953.

(Signed) Hugo F. Srb
(Notary Public)

(Seal)

Adjournment

At 12:03 p. m., on a motion by Mr. Larkin, the Legislature adjourned until 10:00 a. m., Monday, January 19, 1953.

Hugo F. Srb
Clerk of the Legislature

TENTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, January 19, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Aufenkamp, Burney, Lusienski and Wilson, who were excused.

The Journal for the Ninth Day was approved as corrected.

MESSAGE FROM THE GOVERNOR

January 16, 1953

To the President, the Speaker
and Members of the Legislature

Gentlemen:

I am transmitting herewith the report of the Judges of the Supreme Court on defects in the Nebraska Constitution and Laws.

This is in accordance with the provisions of Article IV, Section 23 of the Constitution of the State of Nebraska, and Section 49-702, Revised Statutes Supplement, 1951.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor of Nebraska

**Report of Judges of the Supreme Court
as to defects in Constitution and Laws of Nebraska**

To the Sixty-fifth Session of the Nebraska Legislature:

Article IV, section 23, of the Constitution of Nebraska, provides that the Governor shall transmit to the Legislature the report of the Judges of the Supreme Court of defects in the Constitution and laws. Section 49-702, Reissue Revised Statutes of Nebraska, 1943, requires the Revisor of Statutes to prepare prior to each regular session of the Legislature, under the supervision and direction of the Supreme Court, the report of the Judges of the Supreme Court as to defects in the Constitution and laws, and to draft in the form of bills proposed legislation to carry out the recommendations contained in the report. Pursuant to the above-mentioned constitutional provision and legislative requirement, this report is submitted for consideration of the Legislature.

I

Judicial Council Bills

The Judicial Council has been created by order of the Supreme Court to study problems connected with the operation of the courts and to make recommendations for the improvement of the administration of justice. The Judicial Council has recommended and the Supreme Court has approved nine proposed bills for this purpose. These bills are summarized below.

1. A bill to expedite disposition of litigation in district court by permitting a district judge in chambers to make any order and perform any act which might lawfully be made or performed by him ex parte in open court.
2. A bill to confer jurisdiction in chambers on a district judge to authorize execution of oil and gas leases in the administration of any estate or trust or in the cause of any guardianship.
3. A bill to repeal a section of the statutes conferring power on a county court to pronounce sentence on plea of guilty to any misdemeanor, which section is of doubtful constitutionality.
4. A bill to clarify the procedure on appeal from judgment of a municipal court on a counterclaim.

5. A bill to clarify the procedure on appeal from judgment of a justice of the peace on a counterclaim.

6. A bill to provide an alternative method for disposition of small estates.

7. A bill to provide for the publication of a summarized statement instead of the full order of court on application for license to sell real estate by an executor or administrator.

8. A bill to extend the same procedure to garnishment in aid of execution as was authorized by the 1951 Legislature in garnishment before judgment.

9. A bill to provide for uniform publication of legal notices limited to proceedings in court.

10. A bill to conform the procedure on condemnation of improvements on school land leases with the procedure adopted by the 1951 Legislature for the exercise of the power of eminent domain.

11. A bill to provide a uniform method for selection of juries in the district court.

II

Corrective Legislation

The process of correcting mistakes in legislation is a continuing one. At each session of the Legislature since the creation of his office, the Revisor of Statutes has called the attention of the Legislators to obvious errors in the statutes which have been reported to him, and has prepared and submitted bills to correct the same. The number of bills submitted this year for that purpose is the smallest since the creation of the office. Ten bills in this category have been drafted.

III

Reissue of Volume I

One of the duties imposed upon the Revisor of Statutes is to arrange and correlate for publication replacements of permanent volumes of the statutes. This program is now almost completed. In 1947, 1949, and 1951, the Legislature authorized the reissuance of Volumes II, IV, and III, each reissuance consisting of two

volumes. Volume I is the only remaining volume of the original Revised Statutes of 1943 that has not been reissued. A bill has been prepared to authorize the same during the coming biennium.

The bills prepared to carry out each of the matters set forth in this report will be delivered to the Chairman of the Committee to which this report is referred.

Respectfully submitted,

(Signed) Walter D. James

Revisor of Statutes

Visitor

Mr. Kotouc introduced Mr. Henry Bachenberg and Mr. Harold Stake of Burchard, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 74	Monday, February 2, 1953	2:00 p. m.
L. B. 75	Monday, February 2, 1953	2:00 p. m.
L. B. 76	Monday, February 2, 1953	2:00 p. m.
L. B. 77	Monday, February 2, 1953	2:00 p. m.

Revenue

L. B. 87	Tuesday, January 27, 1953	2:00 p. m.
L. B. 88	Tuesday, January 27, 1953	2:00 p. m.
L. B. 11	Thursday, January 29, 1953	2:00 p. m.
L. B. 86	Thursday, January 29, 1953	2:00 p. m.

Announcement

The Miscellaneous Appropriations and Claims Committee will meet in the East Senate Lounge today at 2:00 p. m., for hearings of Claims Nos. 17 and 56.

(Signed) R. W. Hill, Chairman

RESOLUTION

LEGISLATIVE RESOLUTION 1. Re: Establishment of American Aberdeen Angus Association Headquarters.

Introduced by D. J. Cole of Cherry, O. H. Liebers of Lancaster and A. A. Fenske of Cheyenne.

WHEREAS, the State of Nebraska lies in the heart of the beef cattle producing area of the United States, and

WHEREAS, the purebred and commercial livestock industries are of real and vital importance to the prosperity of this area, and

WHEREAS, the American Aberdeen Angus Association plays a leading role in the perpetuity of this agricultural economy.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the American Aberdeen Angus Association be encouraged to establish its new headquarters in the State of Nebraska at a location which will be most advantageous to it from the standpoints of geographical advantages, ready accessibility to the services available from the College of Agriculture at the University of Nebraska, and all other requisites which must be given consideration.

2. That a copy of this resolution suitably engrossed be sent by the Clerk of the Legislature to the President of the American Aberdeen Angus Association.

MOTION—Highway Department

Mr. President: I move that the President appoint a committee of three to request the Governor and State Engineer to meet with the Legislature as a committee of the whole to be informed in detail of the needs of the Highway Department. (Signed) Terry Carpenter

Mr. Carpenter requested that the motion be considered two legislative days following the Governor's budget message. So ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 129. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 51-403, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Public Library

Commission; to provide that the salary of the executive secretary shall be fixed by the commission; to provide when a change in such salary may become effective; and to repeal the original section.

LEGISLATIVE BILL 130. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 29-2219, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for revocation of parole by the court upon motion and showing by affidavit of the county attorney; and to repeal the original section.

LEGISLATIVE BILL 131. By Robert D. McNutt of Lancaster and Joseph D. Martin of Hall.

A bill for an act to amend section 60-907, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce the penalty for violating the provisions of Chapter 60, article 9, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 132. By Robert D. McNutt of Lancaster and Joseph D. Martin of Hall.

A bill for an act to amend sections 29-2217 and 29-2218, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to change the offenses in which the court shall make inquiry as to the propriety of probation; to eliminate the fact that the offense is a first offense from the matters to be considered by the judge in determining whether probation should be granted; and to repeal the original sections.

LEGISLATIVE BILL 133. By Robert D. McNutt of Lancaster and Joseph D. Martin of Hall.

A bill for an act to amend section 83-455, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to remove the maximum age limit for confinement in the state reformatory; and to repeal the original section.

LEGISLATIVE BILL 134. By Robert D. McNutt of Lancaster and Joseph D. Martin of Hall.

A bill for an act to amend section 28-411, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments;

to increase the penalty for assault and battery; and to repeal the original section.

LEGISLATIVE BILL 135. By Robert D. McNutt of Lancaster and Joseph D. Martin of Hall.

A bill for an act to amend section 29-1819, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for the accused making the plea of nolo contendere under prescribed conditions; and to repeal the original section.

LEGISLATIVE BILL 136. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 24-317, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district courts; to redefine the jurisdiction in chambers of a district judge; to provide that a district judge in chambers may without notice make any order and perform any act which he may lawfully make or perform ex parte in open court; and to repeal the original section.

LEGISLATIVE BILL 137. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 57-210 and 57-212, Reissue Revised Statutes of Nebraska, 1943, relating to minerals, oil and gas; to authorize proceedings to obtain authority to execute oil and gas leases by an estate, trust, or guardianship to be had and conducted in chambers before a judge of the district court; and to repeal the original sections.

LEGISLATIVE BILL 138. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to repeal section 29-513, Reissue Revised Statutes of Nebraska, 1943, relating to judgments entered upon plea of guilty in county court in misdemeanor cases.

LEGISLATIVE BILL 139. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 26-1,104, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide that an appeal from the municipal court to the district court

shall vest in the district court jurisdiction of all issues presented to the municipal court; and to repeal the original section.

LEGISLATIVE BILL 140. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 27-1301, Reissue Revised Statutes of Nebraska, 1943, relating to justices of the peace; to provide that an appeal from a justice of the peace to the district court shall vest in the district court jurisdiction of all issues presented to the justice of the peace; and to repeal the original section.

LEGISLATIVE BILL 141. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 25-1056, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide that the procedure for garnishment in aid of execution shall, after issuance of order of garnishment, be the same as the procedure for garnishment before judgment; and to repeal the original section and also sections 25-1057 to 25-1061, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 142. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act relating to legal publications and legal notices in proceedings in courts of this state; to provide the form and manner for publication of such notices in newspapers; to provide for posting of notices in certain cases where publication in a newspaper in the county cannot be made; to amend sections 25-519, 25-1409, 25-1524, 25-1525, 25-1529, 25-21,106, and 30-1904, Reissue Revised Statutes of Nebraska, 1943, and sections 26-1,162 and 27-1617, Revised Statutes Supplement, 1951; and to repeal the original sections.

LEGISLATIVE BILL 143. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act relating to decedents' estates; to provide for the transfer of personal property of a deceased person without judicial proceedings where the value of the entire estate of the decedent, less liens and encumbrances, does not exceed seven hundred dollars; to prescribe the procedure necessary to accomplish such transfer; to provide additional requirements where

it is sought to transfer title to a motor vehicle; and to declare the effect of the procedure provided by this act.

LEGISLATIVE BILL 144. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 72-240, Revised Statutes Supplement, 1951, relating to school lands; to provide the manner for taking an appeal from appraisalment of improvements on school land leases; to prescribe the procedure for carrying out such appeal; to remove obsolete matter; and to repeal the original section and also section 72-240.06, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 145. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act relating to procedure in the district court; to provide in all counties of the state a uniform method of selection of jurors; to amend sections 25-1601, 25-1603, 25-1606, 25-1609, 25-1611, 25-1625, 25-1629, 25-1631, 25-1632, 25-1633, 25-1634, and 25-1636, Reissue Revised Statutes of Nebraska, 1943, and sections 25-1626, 25-1627, and 25-1635, Revised Statutes Supplement, 1951; to repeal the original sections and also sections 25-1604, 25-1605, 25-1608, 25-1610, and 25-1613 to 25-1624, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 146. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 30-1104 and 30-1105, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide the manner of publication of notice of hearing on application for license to sell real estate; to provide for proof thereof; and to repeal the original sections.

LEGISLATIVE BILL 147. By W. J. Williams of Buffalo, Terry Carpenter of Scotts Bluff and Lester H. Anderson of Hamilton.

A bill for an act to amend sections 32-420, 32-528, and 32-551, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to abolish state, county, and congressional district pre-primary conventions; to provide that the county convention shall select delegates to the state and congressional district conventions; to change the form of ballot in primary elections; and

to repeal the original sections, and also sections 32-115, 32-552, 32-553, 32-555, 32-557, and 32-559, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 148. By Frank Nelson of Holt and Glenn Cramer of Boone.

A bill for an act to amend sections 32-505 and 32-506, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to change the time for holding a primary election; and to repeal the original sections.

LEGISLATIVE BILL 149. By Glenn Cramer of Boone.

A bill for an act relating to schools; to provide that the Department of Insurance shall cause an annual audit of the School Retirement System; to prescribe the duties of the department regarding the funds of the system and administration of the system; to amend section 84-304, Revised Statutes Supplement, 1951; and to repeal the original section.

LEGISLATIVE BILL 150. By William Moulton of Douglas.

A bill for an act to amend section 79-803, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the manner of electing members of the board of education of a third class school district lying outside the corporate limits of any city or village; to provide for the terms of office of such members; to provide that the board of education of such districts shall elect one of their members as treasurer of the district; to provide the conditions of the treasurer's bond; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 151. By O. H. Person of Saunders.

A bill for an act to amend sections 54-727, 54-728, 54-729, 54-730, 54-734, 54-735, and 54-752, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to define terms of products used for the treatment or control of hog cholera; to provide for the application, permit, and bond in connection with the manufacture, sale, and distribution of such products; to provide for labels and their contents on the products manufactured and to be sold; to provide conditions for manufacture of such products; to provide the conditions and penal sum of bonds; to provide for rules and regulations; to provide for use of products by owners on their own livestock; to provide penalties;

to change the penalties for violation of the provisions of sections 54-701 to 54-753, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 152. By Sam Klaver of Douglas.

A bill for an act relating to unfair labor practice; to define terms; to forbid employers from charging individuals a fee for a medical examination as a condition of employment; and to provide a penalty.

LEGISLATIVE BILL 153. By Earl J. Lee of Dodge and Robert D. McNutt of Lancaster.

A bill for an act to amend section 77-2004, Revised Statutes Supplement, 1951, relating to revenue and taxation; to eliminate one of the classes of relatives which are exempt from inheritance tax as immediate relatives; and to repeal the original section.

LEGISLATIVE BILL 154. By William Moulton of Douglas.

A bill for an act to amend sections 32-210 and 32-211, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for appointment of judges of election boards and counting board when such person otherwise qualified as an elector is affiliated with neither of the political parties which polled the highest or next highest vote in the county for Governor; and to repeal the original sections.

LEGISLATIVE BILL 155. By William Moulton of Douglas and George Syas of Douglas.

A bill for an act to amend section 32-216, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide when the registration and revision of registration shall be closed before any election; and to repeal the original section.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 25. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Enrollment and Review

LEGISLATIVE BILL 32. Placed on Select File.

LEGISLATIVE BILL 33. Placed on Select File

(Signed) Joseph D. Martin, Chairman

MOTION—Suspend Rules, Refer Bills

Mr. President: I move that the rules be suspended and L. B. 32 and L. B. 33 be referred to the Committee on Enrollment and Review for engrossment. (Signed) Arthur Carmody

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

RESOLUTION

LEGISLATIVE RESOLUTION 2. Re: Vote of Thanks to Mary Prince on her service as a member of the Board of Control.

Introduced by L. M. Shultz of Colfax.

WHEREAS, Mary Prince has tendered her resignation to the Governor effective as of the end of the day of January 19, 1953, and

WHEREAS, Mary Prince has given untiring efforts to performing her duties as a Member of the Board of Control which has done a magnificent job supervising the state institutions and the assistance program.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That Mary Prince be given a vote of thanks for the efforts put forth in performing such an outstanding job.
2. That a copy of this resolution be suitably engrossed, and by the Clerk of the Legislature, sent to Mary Prince.

MOTION—TV Set to Watch the Inaugural

Mr. President: I move that the Clerk be empowered to make arrangements for a television set for tomorrow so that the mem-

bers may watch the presidential inauguration. (Signed) William Moulton

The motion prevailed.

Visitors

Mr. Marvel introduced his father, Archie Marvel, and his sister, Marilyn Marvel.

Mr. Tvrdik introduced a friend, Joseph Brudny.

Mr. Britt introduced his brother, Major Paul Britt, U. S. A., retired, who has just returned from duty in Japan and Korea.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 156. By Hal Bridenbaugh of Dakota and Arthur Carmody of Hitchcock.

A bill for an act to amend section 60-323, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the fees collected at the ports of entry from nonresident owners who are engaged in hauling grain shall be remitted to the Department of Roads and Irrigation; to provide for disbursement of such fees; and to repeal the original section.

LEGISLATIVE BILL 157. By Robert D. McNutt of Lancaster, Herbert J. Duis of Dawson and John E. Beaver of Cuming.

A bill for an act to amend section 84-403, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands and funds; to change the name of deputy to manager; to provide a salary for the manager; and to repeal the original section.

Mr. Beaver Presiding

EASE

The Legislature was at ease from 11:30 to 11:40 for the purpose of referring bills.

President Warner Presiding

MOTION—Rules Suspended, Refer Bills

Mr. President: I move that the rules be suspended and the report of the reference committee be accepted at this time. (Signed) C. C. Lillibridge.

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Bills Referred to Standing Committee

L. B.	Committee
129.....	Miscellaneous Appropriations and Claims
130.....	Judiciary
131.....	Judiciary
132.....	Judiciary
133.....	Judiciary
134.....	Judiciary
135.....	Judiciary
136.....	Judiciary
137.....	Judiciary
138.....	Judiciary
139.....	Judiciary
140.....	Judiciary
141.....	Judiciary
142.....	Judiciary
143.....	Judiciary
144.....	Judiciary
145.....	Judiciary
146.....	Judiciary
147.....	Government
148.....	Government
149.....	Banking, Commerce and Insurance
150.....	Government
151.....	Agriculture
152.....	Labor and Public Welfare
153.....	Revenue
154.....	Government
155.....	Government
156.....	Revenue
157.....	Miscellaneous Appropriations and Claims

Adjournment

At 11:55 a.m., on a motion by Mr. Kotouc, the Legislature adjourned until 10:00 a.m., Tuesday, January 20, 1953.

Hugo F. Srb

Clerk of the Legislature

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, January 20, 1953

Pursuant to adjournment, the Legislature met at 10:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Burney, Lusinski and Williams, who were excused.

The Journal for the Tenth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 5	Monday, January 26, 1953	2:00 p.m.
L. B. 8	Monday, January 26, 1953	2:00 p.m.

Education

L. B. 35	Tuesday, January 27, 1953	2:00 p.m.
L. B. 36	Tuesday, January 27, 1953	2:00 p.m.

MOTION—Printing Stationery

Mr. President: I move that the Capitol Printing Company of Lincoln, Nebraska, be substituted for the Acorn Press because of the time element in printing letterheads and envelopes.
(Signed) Arthur Carmody

The motion prevailed.

STANDING COMMITTEE REPORT**Committee on Committees**

Mr. President: Your Committee on Committees wishes to report favorably on the following appointments:

Arthur J. Denney ____Court of Industrial Relations
Harold L. Aitken _____State Engineer
Philip K. Johnson ____Tax Commissioner
Loren Laughlin _____Director, Dept. of Insurance
Bennett Davis _____Game, Forestation and Parks Commission
Clay Wright _____Director, Dept. of Agriculture
Frank Johnson _____Douglas County Tax Appraisal Bd.
George Wright _____Merit System Council
Donald Robertson ____Game, Forestation and Parks Commission
Calvert Lindquest ____Douglas County Tax Appraisal Bd.
Frank Button _____Game, Forestation and Parks Commission
Ed Hoyt _____Director, Dept. of Agriculture
and Inspection
J. F. McLain _____Director, Dept. of Banking
Thomas R. Pansing ____Director, Dept. of Insurance
Norris J. Anderson ____Tax Commissioner
James D. Ramsey _____Director, Dept. of Aeronautics
Everett L. Randall ____Member, Board of Education of
State Normal Schools
J. Hyde Sweet _____Member, Board of Education of
State Normal Schools
Henry H. Bartling ____Secretary, Bd. of Educational
Lands and Funds

(Signed) C. C. Lillibridge, Chairman

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointments be con-

firmed by the Legislature, and that each appointment be voted on separately. (Signed) C. C. Lillibridge

The motion prevailed.

Vote on Mr. Denney

Voting in the affirmative, 33.

Voting in the negative, 0.

Not voting, 10.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Denney confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Aitken

Voting in the affirmative, 33.

Voting in the negative, 0.

Not voting, 10.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Aitken confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Philip Johnson

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Johnson confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Laughlin

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Laughlin confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Davis

Voting in the affirmative, 36.

Voting in the negative, 0.

Not voting, 7.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Davis confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Clay Wright

Voting in the affirmative, 37.

Voting in the negative, 0.

Not voting, 6.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Clay Wright confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Frank Johnson

Voting in the affirmative, 35.

Voting in the negative, 0.

Not voting, 8.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Frank Johnson confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. George Wright

Voting in the affirmative, 35.

Voting in the negative, 0.

Not voting, 8.

Having received a majority of the votes of all members, the President declared the appointment of Mr. George Wright confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Robertson

Voting in the affirmative, 37.

Voting in the negative, 0.

Not voting, 6.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Robertson confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Lindquest

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Lindquest confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Button

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Button confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Hoyt

Voting in the affirmative, 35.

Voting in the negative, 0.

Not voting, 8.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Hoyt confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter, Otto H. Liebers.

Vote on Mr. McLain

Voting in the affirmative, 36.

Voting in the negative, 0.

Not voting, 7.

Having received a majority of the votes of all members, the President declared the appointment of Mr. McLain confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Pansing

Voting in the affirmative, 36.

Voting in the negative, 0.

Not voting, 7.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Pansing confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Anderson

Voting in the affirmative, 35.

Voting in the negative, 0.

Not voting, 8.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Anderson confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

Vote on Mr. Ramsey

Voting in the affirmative, 32.

Voting in the negative, 0.

Not voting, 11.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Ramsey confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter, Charles F. Tvrdik.

Vote on Mr. Randall

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Randall confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter, Charles F. Tvrdik.

Vote on Mr. Sweet

Voting in the affirmative, 36.

Voting in the negative, 0.

Not voting, 7.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Sweet confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter, Charles F. Tvrdik.

Vote on Mr. Bartling

Voting in the affirmative, 34.

Voting in the negative, 0.

Not voting, 9.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Bartling confirmed.

Mr. President: Had I been present, I would have voted "aye". (Signed) John Adams, Terry Carpenter.

RECESS

At 10:35 a. m., the Legislature recessed until 11:55 a. m., for the purpose of watching the presidential inauguration on television.

AFTER RECESS

The Legislature reconvened at 11:55 a. m., President Warner presiding.

The roll was called and all members were present except Messrs. Burney, Carmody, Liebers, Lusinski, McHenry and Williams, who were excused.

Announcement

The television set was presented through the courtesy of Mr. John Sperry of the Lincoln Television Mart, 1414 South Street, Lincoln, Nebraska.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk of the Legislature be authorized to write a letter of thanks to Mr. Sperry of the Lincoln Television Mart for the loan of the television set. (Signed) Charles F. Tvrdik

The motion prevailed and it was so ordered.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk of the Legislature write a letter to the Chamber of Commerce of Crete, Nebraska, expressing our thanks for the dinner and entertainment given us last evening at the annual American Legion Coon Feed. (Signed) John E. Beaver

The motion prevailed and it was so ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 158. By Otto H. Liebers of Lancaster, Robert D. McNutt of Lancaster and Howard L. Britt of Lancaster.

A bill for an act to amend section 79-904, Revised Statutes Supplement, 1951, relating to schools; to remove restrictions upon the amount of the aggregate annual levy of Class IV districts for those fiscal years to and including the fiscal year ending June 30, 1955; to provide a maximum upon such levy, exclusive of the school bond interest fund and the school bond sinking fund, thereafter; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 159. By Charles F. Tvrdik of Douglas, Karl E. Vogel of Douglas and William Moulton of Douglas.

A bill for an act relating to corporations; to authorize corporations as part of its business expense to contribute to charitable undertakings or enterprises and to subscribe to and generally participate in the creation and maintenance of instrumentalities for the preservation and betterment of social and economic conditions in the territory in which it operates.

LEGISLATIVE BILL 160. By Richard D. Marvel of Adams.

A bill for an act to repeal section 83-324.01, Revised Statutes Supplement, 1951, relating to state hospitals.

LEGISLATIVE BILL 161. By Karl E. Vogel of Douglas, William Moulton of Douglas and George Syas of Douglas.

A bill for an act to amend section 77-2510, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the money heretofore appropriated and credited to the use of the Tax Appraisal Board Revolving Fund shall not revert to the General Fund until June 30, 1955; to repeal the original section; and to declare an emergency.

Speaker Tvrdik Presiding**LEGISLATIVE BILL 162.** By Ernest A. Hubka of Gage.

A bill for an act to amend section 16-691, Revised Statutes Supplement, 1951, relating to cities of the first class; to permit the mayor and council of a city of the first class to turn the active direction and supervision of the system of streets and alleys over to the board of public works; and to repeal the original section.

LEGISLATIVE BILL 163. By Ernest A. Hubka of Gage.

A bill for an act to amend section 16-308, Revised Statutes of Nebraska, 1943, and section 16-325, Revised Statutes Supplement, 1951, relating to cities of the first class; to authorize the appointment of a five member board of public works, with terms of five years; to provide when members of such board shall receive additional salary; to change the provision as to salaries of members of such board to harmonize with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 164. By Ernest A. Hubka of Gage.

A bill for an act to amend section 16-310, Revised Statutes Supplement, 1951, relating to cities of the first class; to increase the salary of the city clerk; to provide how this act shall be construed; and to repeal the original section.

LEGISLATIVE BILL 165. By Richard D. Marvel of Adams, Earl J. Lee of Dodge and Karl E. Vogel of Douglas.

A bill for an act to amend sections 60-303, 77-1238, 77-1239, 77-1240, and 77-1241, Reissue Revised Statutes of Nebraska, 1943, and section 77-1242, Revised Statutes Supplement, 1951, relating to revenue and taxation; to provide the manner of assessing motor vehicles and fixing the valuation thereof; to provide when the tax shall be paid; to define terms; to provide credits on the tax; to repeal the original sections and also section 77-1243, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Unanimous Consent—Add Co-introducer

Mr. Marvel requested unanimous consent to add the name of Glenn Cramer of Boone as a co-introducer on L. B. 165. There was no objection and it was so ordered.

LEGISLATIVE BILL 166. By Charles F. Tvrdik of Douglas, Arthur Carmody of Hitchcock and John Aufenkamp of Nemaha.

A bill for an act relating to motor vehicles; to provide additional procedure designed to prevent and eliminate successive traffic violations; to provide the duties of certain officers in connection therewith; to amend sections 39-794, 39-795, and 39-796, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 167. By Joseph D. Martin of Hall, Terry Carpenter of Scotts Bluff and George Syas of Douglas.

A bill for an act relating to labor; to prohibit discrimination between employers in the rate or method of payment of wages because of the sex of such employees; to define terms; to provide penalties; to give an employee a cause of action against his employer for a violation of this act; and to provide that an agreement to accept such wages shall not be a defense to such action.

LEGISLATIVE BILL 168. By John E. Beaver of Cuming, L. M. Shultz of Colfax and A. A. Fenske of Cheyenne.

A bill for an act to amend section 35-509, Reissue Revised Statutes of Nebraska, 1943, relating to rural fire protection districts; to provide that the county treasurer shall pay all money to the credit of a rural fire protection district, or collected for the

district, to the treasurer of the district upon order of the secretary countersigned by the president; to provide for disbursement of funds in the hands of the treasurer; and to repeal the original section.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 32. Correctly engrossed.

LEGISLATIVE BILL 33. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Anderson introduced Mr. Gale Henrickon, Instructor, and a group of fifteen veterans from Hordville.

Adjournment

At 12:09 p. m., on a motion by Mr. Lillibridge, the Legislature adjourned until 10:00 a. m., Wednesday, January 21, 1953.

Hugo F. Srb

Clerk of the Legislature

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, January 21, 1953

Pursuant to adjournment, the Legislature met at 10:06 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney and Lusienksi, who were excused.

The Journal for the Eleventh Day was approved.

Unanimous Consent

Mr. Lillibridge asked unanimous consent to correct the spelling of the name "Calvin" to "Calvert" on page 33, line 3 of the Legislative Journal. Consent was granted and it was so ordered.

MESSAGE FROM THE GOVERNOR

January 19, 1953

Mr. Hugo Srb
Clerk of the Legislature
State Capitol
Lincoln, Nebraska

Dear Mr. Srb:

Attached is a copy of a telegram I received from the Honorable William F. Beardsley, Governor of Iowa. I suggest this be called to the attention of the Legislature.

Sincerely,

(Signed) Robert B. Crosby

Governor Robert B. Crosby
Lincoln, Nebraska

Urgency of highway construction throughout the United States makes it imperative that the federal government allocate all road users' taxes for highway purposes to the several states. I am urging our general assembly to memorialize Congress to this effect today and respectfully request you, if in agreement, to recommend to your Legislature that they take like action. To my knowledge the need is general and the Governors of the several states as indicated at the Governors' Conference are in agreement with this sound policy. This is the time for action to accelerate road construction in all the states. I respectfully solicit your cooperation.

(Signed) William F. Beardsley
Governor of Iowa

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet at 2:00 p.m. in the East Senate Lounge, January 21, 1953.

(Signed) Ralph W. Hill, Chairman

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

L. B. 103	Thursday, January 29, 1953	2:00 p.m.
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Labor and Public Welfare

L. B. 85	Monday, February 2, 1953	2:00 p.m.
L. B. 111	Monday, February 2, 1953	2:00 p.m.
L. B. 113	Monday, February 2, 1953	2:00 p.m.
L. B. 152	Monday, February 2, 1953	2:00 p.m.

Visitors

Mr. Moulton introduced Mr. Kenneth Stiers, Superintendent, Mr. Orville Lindell, Vocational Agricultural Teacher, and thirty-four students from the American History Class of Elkhorn High School.

STANDING COMMITTEE REPORTS**Revenue**

LEGISLATIVE BILL 37. Placed on General File.

LEGISLATIVE BILL 38. Placed on General File as amended.

Standing Committee amendment to L. B. 38:

1. Amend Section 1, Line 8, by inserting the words "of tax sale" after the word "certificate" and before the word "and" in said line.

(Signed) Karl E. Vogel, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 20. Placed on General File.

(Signed) O. H. Person, Chairman

RESOLUTION**LEGISLATIVE RESOLUTION 1.**

L. R. 1 was adopted with 38 ayes, 0 nays and 5 not voting.

Unanimous Consent—Withdraw L. R. 2 from Legislature

Mr. Shultz asked unanimous consent to withdraw Legislative Resolution No. 2 from the Legislature.

Consent was granted and it was so ordered.

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 90	Wednesday, February 4, 1953	2:00 p. m.
L. B. 93	Wednesday, February 4, 1953	2:00 p. m.
L. B. 94	Wednesday, February 4, 1953	2:00 p. m.
L. B. 96	Wednesday, February 4, 1953	2:00 p. m.
L. B. 100	Wednesday, February 4, 1953	2:00 p. m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 169. By C. C. Lillibridge of Saline.

A bill for an act to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the lettering and markings that shall be put on state-owned motor vehicles; and to repeal the original section.

LEGISLATIVE BILL 170. By C. C. Lillibridge of Saline.

A bill for an act to amend sections 77-2601, 77-2604, 77-2605, 77-2606, 77-2607, 77-2608, 77-2610, 77-2612, 77-2613, 77-2614, 77-2615, 77-2616, 77-2617, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2603, 77-2620, and 77-2621, Revised Statutes Supplement, 1951, relating to revenue and taxation; to provide a tax on cigars; to provide the manner and procedure of payment and collection of the tax; to provide a disposition of the tax when collected; to provide penalties; to provide that the provisions of sections 77-2601 to 77-2615, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2616 to 77-2622, Revised Statutes Supplement, 1951, and any amendments thereto, shall be subject to the provisions of the cigar tax; and to repeal the original sections.

LEGISLATIVE BILL 171. By Herbert J. Duis of Dawson and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 44-211, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the qualifications for directors of insurance companies as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 172. By Sam Klaver of Douglas and Lester H. Anderson of Hamilton.

A bill for an act to amend section 68-404, Revised Statutes Supplement, 1951, relating to blind assistance; to increase the maximum amount of the assistance that may be paid to a recipient of blind assistance; and to repeal the original section.

LEGISLATIVE BILL 173. By George Syas of Douglas, John E. Beaver of Cuming and Tom Dooley of Sarpy.

A bill for an act to amend section 39-869, Reissue Revised Statutes of Nebraska, 1943, relating to interstate county bridges; to increase the per diem a member of the bridge commission may receive; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 174. By Charles F. Tvrdik of Douglas and George Syas of Douglas.

A bill for an act relating to game and fish; to permit not more than two persons to apply for licenses to kill doe and horned buck deer on a unit basis; to provide the effect of such application; to provide the effect of an ineligible person joining in such application; and to provide that no such applicant shall apply for such a permit individually.

LEGISLATIVE BILL 175. By Charles F. Tvrdik of Douglas, Karl E. Vogel of Douglas and William Moulton of Douglas.

A bill for an act to amend sections 14-1003 and 14-1005, Revised Statutes Supplement, 1951, relating to metropolitan utilities districts; to provide for the election and appointment of members of the board of directors regardless of political affiliation; and to repeal the original sections.

LEGISLATIVE BILL 176. By William Moulton of Douglas, John J. Larkin, Jr. of Douglas and Charles F. Tvrdik of Douglas.

A bill for an act to amend section 77-1209, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the term public lands shall not be deemed to include lands of the United States under the exclusive jurisdiction of the federal government, the use of which is declared by an Act of Congress to be for military purposes; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 177. By Glenn Cramer of Boone and Earl J. Lee of Dodge.

A bill for an act relating to a constitutional convention; to provide the method and manner of calling a convention; to provide for the number of members to the convention, the manner of election and their qualifications, salary, and expenses; to provide the time and place of holding the convention; to provide for a preliminary survey committee, members thereof, appointment, duties, and salary; to provide for violation; and to provide penalties.

Bills Referred to Standing Committees

L. B. 158.....	Education
L. B. 159.....	Banking, Commerce and Insurance
L. B. 160.....	Public Health and Miscellaneous Subjects
L. B. 161.....	Revenue
L. B. 162.....	Government
L. B. 163.....	Government
L. B. 164.....	Government
L. B. 165.....	Revenue
L. B. 166.....	Judiciary
L. B. 167.....	Labor and Public Welfare
L. B. 168.....	Government

Visitor

Mr. Person introduced Judge Robert Ewart of Wahoo, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 25. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 37. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 38. Read and considered.

The Standing Committee amendment found in this day's Journal was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 20. Read and considered.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 15. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Visitor

Mr. Lillibridge introduced Leon Wondra of Lincoln, Nebraska.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 178. By W. J. Williams of Buffalo.

A bill for an act to amend section 83-472, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to provide for transfer of boys to another institution from the State Industrial School; to provide for adoption of by-laws for such transfers; and to repeal the original section.

LEGISLATIVE BILL 179. By W. J. Williams of Buffalo.

A bill for an act to amend section 83-455, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to authorize the Board of Control to transfer persons sixteen years of age, or over, from the State Industrial School to the Men's Reformatory as prescribed; to provide for good conduct credits; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 3. Re: Transfer by Federal Government of surplus buildings and one hundred sixty acres of land at the old Fort Robinson Military Reservation to the State of Nebraska.

Introduced by Monroe Bixler of Sioux.

WHEREAS, some of the buildings located upon the grounds of the old Fort Robinson Military Reservation have been declared by the federal government as surplus property, and such property will be let for public bids on May 14, 1953, and

WHEREAS, an appointed committee of the State of Nebraska is to make a survey of possible uses of surplus buildings, and

WHEREAS, some of the real estate and buildings are now being used by the United States Department of Agriculture as a beef research station.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States be memorialized to transfer to the State of Nebraska for the use of the Game, Forestation, and Parks Commission the surplus buildings of the old Fort Robinson Military Reservation, plus one hundred sixty acres upon which the buildings are located, such one hundred sixty acres to be selected so as not to interfere with the work of the United States Department of Agriculture.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

Visitors

Mr. Britt introduced Miss Bernadine Hossmann, instructor, and twenty-one students from Whittier Junior High School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 15. Read and considered.

Advanced to E and R for review.

RECESS

At 11:02, on a motion by Mr. Brown, the Legislature recessed until 11:30.

AFTER RECESS

The Legislature reconvened at 11:30 a.m., President Warner presiding.

The roll was called and all members were present except Messrs. Aufenkamp, Burney and Lusinski, who were excused.

MOTION—Suspend Rules, Refer Bills

Mr. President: I move that we suspend the rules and refer the bills read today. (Signed) Charles F. Tyrdik

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

Bills Referred to Standing Committee

L. B.	Committee
169.....	Public Works
170.....	Revenue
171.....	Banking, Commerce and Insurance
172.....	Labor and Public Welfare
173.....	Public Works
174.....	Agriculture
175.....	Government
176.....	Revenue
177.....	Judiciary
178.....	Budget
179.....	Budget

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 180. By Robert D. McNutt of Lancaster, Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act to amend section 84-206, Revised Statutes Supplement, 1951, relating to state officers; to provide for the method of fixing the salary of the deputy attorney general; to provide when a change in the salary of such deputy shall become operative; and to repeal the original section.

LEGISLATIVE BILL 181. By Ernest A. Hubka of Gage.

A bill for an act to amend sections 48-126, 48-175, and 48-184, Reissue Revised Statutes of Nebraska, 1943, relating to Workmen's Compensation Law; to redefine wages; to make it permissive rather than mandatory to serve summons by registered

mail; to provide who shall file a copy of an award entered by the district court with the Workmen's Compensation Court; and to repeal the original sections.

LEGISLATIVE BILL 182. By Robert D. McNutt of Lancaster, Terry Carpenter of Scotts Bluff and John Adams, Sr. of Douglas.

A bill for an act to amend section 53-1,116, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide for appeals from orders of the Nebraska Liquor Control Commission in certain cases; to provide who may appeal, and the manner of taking such appeal; to provide for a supersedeas bond and the effect thereof; and to repeal the original section.

LEGISLATIVE BILL 183. By Charles F. Tvrdik of Douglas, Karl E. Vogel of Douglas and Sam Klaver of Douglas.

A bill for an act to amend section 14-1104, Revised Statutes of Nebraska, 1943, and section 14-1029, Revised Statutes Supplement, 1951, relating to cities of the metropolitan class; to permit a metropolitan water district to borrow, without vote of the electors, such sums as the board of directors determines to be needed for extensions, improvements and capital investments; to permit the board of directors of such district to appoint corporations as agents of such district; to provide the authority of such agents; to provide for the withdrawal of funds from the county treasurer for deposit in banks with certain limitations; to repeal the original sections; and to declare an emergency.

Unanimous Consent—Add Co-introducers

Mr. Tvrdik requested unanimous consent to add the names of the following to L. B. 183 as co-introducers: Mr. John J. Larkin, Jr., Mr. John Adams, Sr., Mr. George Syas and Mr. William Moulton, all of Douglas. Consent was granted and it was so ordered.

LEGISLATIVE BILL 184. By Ernest A. Hubka of Gage and William A. McHenry of Nuckolls.

A bill for an act relating to revenue and taxation; to provide for the assessment of improvements on real estate which belong to the lessee of such real estate as personal property; to provide the time, place of filing, and form of the request necessary for

such assessment; to provide who shall sign such request; to provide the manner of collecting taxes imposed on such improvements; to fix the tax situs of such improvements; to provide that no such improvements shall be removed from such real estate until taxes so assessed are paid.

LEGISLATIVE BILL 185. By W. J. Williams of Buffalo and Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 53-118, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to require notice and public hearing prior to the adoption, amendment, or repeal of any rule or regulation of the Nebraska Liquor Control Commission; to provide the time, manner, and form of such notice; and to repeal the original section.

LEGISLATIVE BILL 186. By Monroe Bixler of Sioux, A. A. Fenske of Cheyenne and J. L. Brown of Keith.

A bill for an act relating to schools; to permit a school board of a school district of the sixth class located in a county containing more than nine hundred square miles to pay the tuition of pupils residing in such district and attending an accredited high school outside such district, under certain circumstances.

LEGISLATIVE BILL 187. By Richard D. Marvel of Adams.

A bill for an act to amend section 25-1305, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the district courts; to provide the effect to be given judgments of circuit and district courts of the United States entered in counties in this state where the office of clerk or deputy clerk of the circuit or district courts of the United States has been discontinued; to require filing of transcript of judgments in any such case in the office of the clerk of the state district court and entry thereof in the judgment record to constitute a lien on the lands and tenements of the judgment debtor within the county; to provide for a period of limitations for filing of transcripts of such judgments rendered prior to the effective date of this act; and to repeal the original section.

Unanimous Consent

Mr. Lillibridge asked unanimous consent that his name be added as a co-introducer of L. B. 174. Consent was granted and it was so ordered.

Member Excused

Mr. Hubka was excused for Thursday and Friday, January 22 and 23, 1953.

Adjournment

At 11:45 a.m., on a motion by Mr. Brown, the Legislature adjourned until 10:00 a.m., Thursday, January 22, 1953.

Hugo F. Srb

Clerk of the Legislature

THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, January 22, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by Reverend Ralph Gerber of the First Presbyterian Church, Lexington, Nebraska.

The roll was called and all members were present except Messrs. Burney, Hubka, Lusinski and Williams, who were excused.

Member Excused

Mr. Klaver was excused until 11:00 a.m. this morning.

The Journal for the Twelfth Day was approved as corrected.

Communications

Letter from Miss E. May Palmer regarding teachers' retirement. Referred to the Committee on Education.

Letter from Mr. Dwight Burney requesting that he be excused until he is able to return and that the chairmen of the committees to which his bills have been referred refrain from setting hearing dates on his bills until he returns.

Invitation

The members and their wives are invited to the 40th Annual Luncheon Meeting of Associated Industries of Nebraska in the ballroom of the Cornhusker Hotel on Thursday, February 5, at noon.

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. R. 1

STANDING COMMITTEE REPORTS**Judiciary**

LEGISLATIVE BILL 31. Indefinitely postponed.

LEGISLATIVE BILL 41. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Enrollment and Review

LEGISLATIVE BILL 25. Placed on Select File.

LEGISLATIVE BILL 37. Placed on Select File.

LEGISLATIVE BILL 15. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 2. Placed on General File as amended:

Standing Committee amendments to L. B. 2:

1. Amend the title, line 9, by deleting the word "publishing" and inserting the word "publish" in lieu thereof.

2. Amend the title, line 22, by inserting a "," after the word "building" and before the word "constructions".

3. Amend the title, line 22, by striking the word "constructions" and inserting the word "constructing" in lieu thereof.

LEGISLATIVE BILL 22. Indefinitely postponed.

LEGISLATIVE BILL 61. Placed on General File.

(Signed) Charles Wilson, Chairman

Invitation

The members and their wives are invited to the Forty-ninth Annual Convention dinner of the County Assessors' As-

sociation of Nebraska, to be given this evening at 6:30 p.m. in the Terrace Room of the Hotel Lincoln.

RESOLUTIONS

LEGISLATIVE RESOLUTION 4. Re: Enacting by the Congress of the United States of legislation on shipment of raw garbage and swine across state lines.

Introduced by Herbert J. Duis of Dawson and Otto H. Liebers of Lancaster.

WHEREAS, vesicular exanthema, hog cholera, trichinosis, and other diseases of swine are, or may be, transmitted by the feeding of raw garbage, and

WHEREAS, these diseases cause heavy losses to the swine industry of the nation, and

WHEREAS, Nebraska and some of her sister states have enacted laws designed to prevent the spread of these diseases by prohibiting the feeding of raw garbage, but other states have not done so, and

WHEREAS, a part of the problem is interstate in character, hence not amenable to effective control by the states,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States be urged to enact legislation forbidding the shipment of raw garbage across state lines for feeding purposes.

2. That the Congress of the United States be further urged to enact legislation forbidding the shipment of swine across state lines if such swine have been fed on raw garbage.

3. That copies of this resolution be transmitted by the Clerk of the Legislature to the Vice President of the United States as President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Senate of the United States and in the House of Representatives of the United States.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 188. By D. J. Cole of Cherry, J. L. Brown of Keith and Monroe Bixler of Sioux.

A bill for an act relating to educational lands and funds; to provide for refund of the one half of the consideration for the assignment of a lease as required by the provisions of section 72-234.02, Reissue Revised Statutes of Nebraska, 1943, upon prescribed conditions; to provide a limitation for presenting a claim for the refund; to provide for issuance of warrant against the Temporary School Fund; to provide a limitation for the presentment and payment of such warrants; and to prescribe duties for the Board of Educational Lands and Funds, the Auditor of Public Accounts, and the State Treasurer.

LEGISLATIVE BILL 189. By Herbert J. Duis of Dawson.

A bill for an act for submission to the electors of amendments to the Constitution of Nebraska, relating to education; to transfer the supervision and administration of the University of Nebraska and the state normal schools from the Board of Regents and Board of Education of State Normal Schools to the State Board of Education; to amend Article VII, section 14, of the Constitution of Nebraska; to repeal Article VII, sections 10 and 13, of the Constitution of Nebraska; to provide for submission of the proposed amendments to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date of the amendments, if adopted.

LEGISLATIVE BILL 190. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 8-143, Revised Statutes Supplement, 1951, relating to banks; to eliminate the provision for the payment of a dividend on preferred stock of a corporation transacting a banking business as authorized by Chapter 8, article 1, Revised Statutes of Nebraska, 1943, and amendments thereto; to change the conditions under which a dividend may be paid on the common stock of such a corporation; and to repeal the original section.

LEGISLATIVE BILL 191. By Robert D. McNutt of Lancaster and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 23-1110.01, Revised Statutes Supplement, 1951, relating to county officers; to provide that salaries of probation officers judicially appointed in counties having a population of classes (9) and (10) shall be fixed by the district judges, subject to the approval of the county board; and to repeal the original section.

SUSPEND RULES—Final Reading

Mr. President: I move that the rules be suspended and we consider L. B. 32 and L. B. 33 on final reading. (Signed) Arthur Carmody

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 32. With emergency.

A bill for an act to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, and other incidental expenses incurred during the Sixty-fifth Session, Nebraska State Legislature, during the biennium ending June 30, 1953 and for the ad interim activities of said Legislature during the biennium ending June 30, 1955; to appropriate the sum of one hundred ten thousand dollars, the unexpended balance of five thousand two hundred forty-five dollars and five cents in Auditor Account Nos. E3, E4, and E5, and the unexpended balance of one thousand nine hundred fourteen dollars in Auditor Account Nos. SS3, SS4, and SS5, therefor; to provide for the payment of compensation of bill drafters, legal researcher, correlation clerk, stenographers, and proofreaders, the payments as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, and for the payments to be made for supplies and other incidental expenses incurred by the bill drafting and related services of the Nebraska Legislative Council during the Sixty-fifth Session, Nebraska State Legislature, commencing January 6, 1953; to appropriate the sum of eleven thousand dollars and unexpended balance of two hundred five dollars and twenty-nine cents in Auditor Account No. E6 therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Carson	Larkin	Nelson
Anderson	Coffey	Lee	Person
Aufenkamp	Cole	Liebers	Peterson
Beaver	Cramer	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Duis	Martin	Tvrdik
Brown	Fenske	Marvel	Vogel
Carmody	Hill	Moulton	Wilson
Carpenter	Kotouc		

Voting in the negative, 0.

Not voting, 5:

Burney	Klaver	Lusienski	Williams
Hubka			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 33. With emergency.

A bill for an act to provide for the payment of the salaries of members of the Sixty-fifth Session, Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951, for a period of two years commencing the first Tuesday in January, 1953; to appropriate the sum of seventy-six thousand three hundred twelve dollars and thirty-six cents therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Beaver	Britt	Carpenter
Anderson	Bixler	Brown	Carson
Aufenkamp	Bridenbaugh	Carmody	Coffey

Cole	Kotouc	Martin	Pizer
Cramer	Larkin	Marvel	Shultz
Diers	Lee	Moulton	Syas
Dooley	Liebers	Nelson	Tvrdik
Duis	Lillibridge	Person	Vogel
Fenske	McHenry	Peterson	Wilson
Hill	McNutt		

Voting in the negative, 0.

Not voting, 5:

Burney	Klaver	Lusienski	Williams
Hubka			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Lee Presiding

GENERAL FILE

LEGISLATIVE BILL 41. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 2. Read and considered.

The Standing Committee amendments found in this day's Journal were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 61. Read and considered.

Visitors

Mr. Vogel introduced former Congressman Howard Buffett and Mrs. Buffett of Omaha, Nebraska. Mr. Buffett addressed the Legislature briefly.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer the bills read today. (Signed) Charles F. Tvrdik

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Bills Referred to Standing Committee

L. B.	Committee
180.....	Miscellaneous Appropriations and Claims
181.....	Banking, Commerce and Insurance
182.....	Judiciary
183.....	Government
184.....	Revenue
185.....	Judiciary
186.....	Education
187.....	Judiciary
188.....	Miscellaneous Appropriations and Claims
189.....	Education
190.....	Banking, Commerce and Insurance
191.....	Judiciary

Speaker Tvrdik Presiding**Unanimous Consent—Hearing**

Mr. Carson asked unanimous consent to change the place of the Public Works Committee hearing on L. B. 4 this afternoon from the West Senate Lounge to the East Senate Chamber.

Consent was granted and it was so ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 192. By Robert D. McNutt of Lancaster, Earl J. Lee of Dodge and Joseph D. Martin of Hall.

A bill for an act to authorize the Revisor of Statutes to reissue Volume 1 of the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to provide an appropriation.

LEGISLATIVE BILL 193. By Robert D. McNutt of Lancaster.

A bill for an act to amend sections 21-304, 21-306, 21-307, 21-309, and 33-101, Revised Statutes of Nebraska, 1943, and sections 21-1,130, 21-303, and 21-313, Revised Statutes Supplement, 1951, relating to corporations; to provide for use of the corporate name when a corporation has been dissolved for nonpayment of franchise taxes and penalties; to provide for every corporation

for profit registered in the office of Secretary of State on January 1 to pay an annual franchise or occupation taxes which will be due on January 1 and delinquent July 1; to change the date of annual report of foreign corporations; to provide that domestic nonprofit corporations with or without capital stock shall make annual report during the month of November to the Secretary of State and pay a fee of two dollars; to except corporations organized under Chapter 21, article 8, Revised Statutes of Nebraska, 1943, and amendments thereof, from the provisions and limitations of renewal and revival of charter for nonpayment of fees; to provide penalty for failure to pay fees before delinquent, as prescribed in Chapter 21, article 3, Revised Statutes of Nebraska, 1943, and amendments thereto; to change the manner of charging for exemplifications of records in the office of Secretary of State; and to repeal the original sections.

LEGISLATIVE BILL 194. By K. W. Peterson of Custer and George Syas of Douglas.

A bill for an act to amend section 71-121, Reissue Revised Statutes of Nebraska, 1943, relating to practice of nursing; to reduce the age that an applicant to practice nursing must have attained before a license may be issued; and to repeal the original section.

LEGISLATIVE BILL 195. By Sam Klaver of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to amend sections 48-801, 48-802, 48-810, 48-816, and 48-821, Reissue Revised Statutes of Nebraska, 1943, relating to Industrial Court; to redefine terms; to eliminate public utilities from the jurisdiction of the Industrial Court; to redefine the duties of the court; and to repeal the original sections.

LEGISLATIVE BILL 196. By Charles F. Tvrdik of Douglas, John Aufenkamp of Nemaha and George Syas of Douglas.

A bill for an act to amend sections 32-420, 32-509, and 32-511, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to remove the provision for the expression of first and second choices by the electors with respect to preference on candidates for President and Vice President of the United States; to change the form of ballot; and to repeal the original sections.

LEGISLATIVE BILL 197. By John J. Larkin, Jr. of Douglas and Sam Klaver of Douglas.

A bill for an act to amend section 23-1204.05, Revised Statutes Supplement, 1951, relating to county officers; to increase the number of deputy county attorneys in counties having a population of more than two hundred thousand inhabitants; and to repeal the original section.

LEGISLATIVE BILL 198. By Otto H. Liebers of Lancaster and William Moulton of Douglas.

A bill for an act to amend section 79-1423, Revised Statutes Supplement, 1951, relating to schools; to provide that the State Board of Vocational Education shall fix the salary of the Director of Vocational Education; to provide when a change in such salary may become operative; and to repeal the original section.

Unanimous Consent—Add Co-introducer

Mr. Nelson asked unanimous consent that his name be added as a co-introducer of L. B. 196.

Consent was granted and it was so ordered.

Adjournment

At 11:50 a.m., on a motion by Mr. Larkin, the Legislature adjourned until 10:00 a.m., Friday, January 23, 1953.

Hugo F. Srb

Clerk of the Legislature

FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, January 23, 1953

Pursuant to adjournment, the Legislature met at 10:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney, Hubka and Lusienski, who were excused.

The Journal for the Thirteenth Day was approved as corrected.

MESSAGES FROM THE GOVERNOR

Executive Office

Lincoln

January 23, 1953

Mr. Hugo Srb
Clerk of the Legislature

Dear Mr. Srb:

Governor Crosby's Budget Message is now ready for delivery and if convenient to the Legislature he would like to present this message at 10:30 A. M., Monday morning, January 26.

Sincerely,

(Signed) Max A. Denney

Administrative Assistant

MOTION—Receive Governor's Budget Message

Mr. President: I move that we receive the Governor's budget message at 10:30 a.m., Monday, January 26, 1953. (Signed) Arthur Carmody

NOTICE OF COMMITTEE HEARINGS**Judiciary**

(Reset from January 21, 1953)

L. B. 23 Wednesday, February 11, 1953 2:00 p.m.

Government

L. B. 81	Friday, January 30, 1953	2:00 p.m.
L. B. 118	Friday, January 30, 1953	2:00 p.m.
L. B. 105	Wednesday, January 28, 1953	2:00 p.m.
L. B. 147	Wednesday, January 28, 1953	2:00 p.m.
L. B. 154	Wednesday, January 28, 1953	2:00 p.m.

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet in the East Senate Lounge at 2:00 p.m. for the purpose of hearing Claim Nos. 43 and 127 January 23, 1953. (Signed) Ralph W. Hill, Chairman.

STANDING COMMITTEE REPORTS**Banking, Commerce and Insurance**

LEGISLATIVE BILL 79. Placed on General File.

LEGISLATIVE BILL 80. Placed on General File.

(Signed) Otto Kotouc, Sr., Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 21. Placed on General File.

(Signed) O. H. Person, Chairman

Revenue

LEGISLATIVE BILL 40. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Bills Referred to Standing Committees

L. B.	Committee
192.....	Judiciary
193.....	Judiciary
194.....	Public Health and Miscellaneous Subjects
195.....	Labor and Public Welfare
196.....	Government
197.....	Government
198.....	Miscellaneous Appropriations and Claims

RESOLUTIONS**LEGISLATIVE RESOLUTION 3.**

Mr. Bixler offered the following amendment to L. R. 3:

I move that the words "The entire acreage and buildings of the Ft. Robinson installation" be substituted for those words relating to the transfer of only the surplus buildings plus 160 acres to the state, and that the agency to receive buildings shall be changed from the Game and Parks Commission to the Board of Educational Lands and Funds.

On the objection of more than five members to the immediate consideration of the resolution, the resolution and the amendment were referred to the Committee on Agriculture.

Mr. Bixler asked unanimous consent to withdraw the resolution and the amendment. Consent was granted and it was so ordered.

LEGISLATIVE RESOLUTION 4.

L. R. 4 was adopted with 32 ayes, 0 nays and 11 not voting.

Visitors

Mr. Brown introduced Mr. and Mrs. C. E. McIntoch from Whitman, Nebraska.

UNANIMOUS CONSENT—Excuse Members

Mr. Carmody asked unanimous consent that the following members of the Budget Committee be excused for the remainder of the day to visit the Girls' Training School at Geneva: Messrs.

Dooley, Peterson, McHenry and Carmody. There were no objections and consent was granted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 199. By Otto Kotouc, Sr. of Richardson and Otto H. Liebers of Lancaster.

A bill for an act to amend section 85-107, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to provide that the name of the College of Engineering be changed to College of Engineering and Architecture; and to repeal the original section.

LEGISLATIVE BILL 200. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to the practice of professional nursing; to provide for examination, licensure, and regulation of persons to practice professional nursing; to provide for a Board of Nursing Education and Nurse Registration under the Department of Public Instruction; to provide the powers and duties of the board; to prescribe penalties for violations of the provisions of this act; and to repeal sections 71-1,108 to 71-1,123, and 71-1,125 to 71-1,132, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,124, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 201. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 32-102, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to reduce the age of elector to eighteen years; and to repeal the original section.

LEGISLATIVE BILL 202. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to school lands and funds; to provide for an easement or right-of-way for the purpose of constructing, replacing, and maintaining water pipe lines, power pumps, and appurtenances thereto across school lands, the title of which is vested in the State of Nebraska; and to provide the method of determining payment of compensation and damages for right-of-way.

LEGISLATIVE BILL 203. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 16-697, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove the limitation of the amount of the annual levy for the park fund; and to repeal the original section.

LEGISLATIVE BILL 204. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 79-4,148, Revised Statutes Supplement, 1951, relating to schools; to increase the class of persons who shall sign the loyalty oath; and to repeal the original section.

LEGISLATIVE BILL 205. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 72-1006, Revised Statutes Supplement, 1951, relating to public lands and buildings; to change the manner in which the State Institutional and Military Department Fund may be expended, and to require the approval of the Legislature of projects and amounts prior to the expenditure of such funds; and to repeal the original section.

LEGISLATIVE BILL 206. By Terry Carpenter of Scotts Bluff.

A bill for an act for submission to the electors of an amendment to Article III, section 24, of the Constitution of Nebraska, relating to legislative power; to permit counties, cities, and villages to authorize bingo games under restriction imposed by resolution or ordinance; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 207. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 28-470, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments: to increase the penalties for a third conviction of a violation of sections 28-451 to 28-469, Reissue Revised Statutes of Nebraska, 1943, or of stealing any narcotic drug which is the property of any person authorized by law to administer, dispense, or sell such narcotic drugs; and to repeal the original section.

LEGISLATIVE BILL 208. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 32-542, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that

members of the national committees of the several parties shall be elected by the party electors at the primary election in the years that a President and Vice President are to be elected; and to repeal the original section.

LEGISLATIVE BILL 209. By Lester H. Anderson of Hamilton.

A bill for an act to amend section 12-402, Revised Statutes of Nebraska, 1943, relating to cemeteries; to increase the amount that may be levied in any city having a population of less than twenty-five thousand inhabitants, or any village, for the purpose of paying the cost of the care, management, improvement, beautifying, and welfare of cemeteries; and to repeal the original section.

LEGISLATIVE BILL 210. By C. C. Lillibridge of Saline and Tom Dooley of Sarpy.

A bill for an act to amend section 79-4,114, Revised Statutes Supplement, 1951, relating to schools; to remove the provision restricting the taking of lands outside of corporate limits of any city or village for a school site; and to repeal the original section.

LEGISLATIVE BILL 211. By Charles F. Tvrdik of Douglas and Otto H. Liebers of Lancaster.

A bill for an act relating to public lands and buildings; to create a fund to be known as the University of Nebraska College of Medicine and University Hospital Building Fund; to provide how such fund shall be raised; to authorize a tax levy; to provide the purposes for which such fund shall be disbursed; and to declare an emergency.

LEGISLATIVE BILL 212. By Charles F. Tvrdik of Douglas and William Moulton of Douglas.

A bill for an act to amend section 39-721, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that buses for the transportation of passengers when equipped with three axles may not exceed a length of forty feet, extreme over-all dimensions, inclusive of front and rear bumpers including load; and to repeal the original section.

LEGISLATIVE BILL 213. By Charles F. Tvrdik of Douglas and William Moulton of Douglas.

A bill for an act relating to criminal procedure; to provide for forfeiture of a recognizance; to provide for procedure upon a forfeiture of a recognizance; to provide for appointment of the clerk of the court as agent of the obligor for service of notice; to provide for remission of judgment and exoneration of surety of the recognizance; and to repeal sections 29-1101, 29-1102, 29-1103, and 29-1104, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 214. By Terry Carpenter of Scotts Bluff and Richard D. Marvel of Adams.

A bill for an act for submission to the electors of amendments to the Constitution of Nebraska, relating to education: to establish a State Department of Higher Education, and the election and term of office of the members thereof; to provide for the adoption of three new sections of the Constitution of Nebraska to appear as Article VII, sections 18, 19, and 20; to provide that all provisions in the Constitution of Nebraska and the laws of this state relating to Board of Regents of the University of Nebraska and the Board of Education of State Normal Schools shall apply to and mean the State Board of Higher Education; to repeal Article VII, sections 10 and 13, of the Constitution of Nebraska; to provide for submission of the proposed amendments to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date of the amendments, if adopted.

LEGISLATIVE BILL 215. By K. W. Peterson of Custer, William Moulton of Douglas and L. M. Shultz of Colfax.

A bill for an act relating to unfair trades practices; to prescribe the public policy of this state with reference thereto; to define terms; to prohibit certain unlawful trade practices connected with the sale or other transfer, or with the purchase for another, of goods, wares, or merchandise; to provide penalties; and to provide for injunction against the commission of such unfair trade practices.

LEGISLATIVE BILL 216. By Karl E. Vogel of Douglas, Hal Bridenbaugh of Dakota and J. L. Brown of Keith.

A bill for an act to amend section 39-723.02, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that slow-moving motor vehicles shall yield the right-of-way under certain conditions; to provide priority of passenger cars

of a seating capacity of seven persons or less in all matters of highway design, traffic regulation, safety provisions, and use of the highway; and to repeal the original section.

LEGISLATIVE BILL 217. By George Syas of Douglas and William Moulton of Douglas.

A bill for an act relating to county officers; to provide that the sheriff may appoint special deputies; to provide the duties and compensation of such special deputies; and to provide for oath and bond.

LEGISLATIVE BILL 218. By W. J. Williams of Buffalo.

A bill for an act relating to the reorganization of the executive branch of the state government; to provide that the Division of Administration and Safety in the office of the Governor shall perform the duties and functions relating to the supervision of administrative personnel.

LEGISLATIVE BILL 219. By W. J. Williams of Buffalo.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Roads and Irrigation to the Division of Administration and Safety in the office of the Governor with respect to administration of the powers and duties as provided by law pertaining to the Nebraska Safety Patrol, as provided in Chapter 60, article 4, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 220. By W. J. Williams of Buffalo.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the State Tax Commissioner to the Division of Administration and Safety in the office of the Governor with respect to administration of the functions, duties, and powers of the State Purchasing Agent as provided in sections 81-145 to 81-172, Reissue Revised Statutes of Nebraska,

1943, and amendments thereto; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 221. By W. J. Williams of Buffalo.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the State Tax Commissioner to the Division of Administration and Safety in the office of the Governor with respect to administration of the duties and functions of the State Tax Commissioner insofar as such duties and functions relate to the preparation of the budget, as provided by sections 81-106 and 81-125 to 81-138, Reissue Revised Statutes of Nebraska, 1943, and all amendments thereto; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 222. By Charles Wilson of Madison, O. H. Person of Saunders and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 83-424, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to increase the mileage allowance for sheriffs for conveying convicts to the penitentiary; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 223. By William Moulton of Douglas.

A bill for an act to amend sections 79-1421 and 79-1429, Revised Statutes Supplement, 1951, relating to vocational education; to eliminate the provision that the State Board of Vocational Education shall hold all meetings in the State Capitol; to change the name of the federal agency that the board shall cooperate with; and to repeal the original sections.

LEGISLATIVE BILL 224. By Richard D. Marvel of Adams and Hal Bridenbaugh of Dakota.

A bill for an act to amend sections 54-820 and 54-821, Reissue Revised Statutes of Nebraska, 1943, relating to commercial feeding stuffs; to redefine terms; to reduce the registration fee; to provide that the registration of a formula or brand shall be permanent; to change the requirements for information to be included in the application to register a formula or brand; to change the requirements as to showing ingredients used in manufacture of commercial feeds; to change the provisions for labeling the contents of commercial feeding stuffs; and to repeal the original sections.

LEGISLATIVE BILL 225. By Joseph D. Martin of Hall.

A bill for an act to amend section 46-250, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide that reclamation districts may not change the established return flow point of water without approval of the Department of Roads and Irrigation; and to repeal the original section.

LEGISLATIVE BILL 226. By Howard L. Britt of Lancaster and D. J. Cole of Cherry.

A bill for an act relating to motor vehicles; to provide a Weight Distance Law; to provide for administration thereof; to provide for levying of taxes and collection thereof; to provide for disbursement of taxes and fees collected under the provisions of this act; to provide duties of certain officers as prescribed; to define terms; to provide exemptions from the tax; to provide how the act may be cited; and to provide penalties.

LEGISLATIVE BILL 227. By Otto H. Liebers of Lancaster.

A bill for an act to amend section 85-139, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to provide that certain male students attending the University of Nebraska shall attend and take studies and other exercises in military science and tactics, naval science, or air science and tactics; and to repeal the original sections, and also sections 85-140, 85-141, 85-142, 85-143, and 85-144, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 228. By Otto H. Liebers of Lancaster.

A bill for an act to repeal sections 85-152, 85-153, 85-154, and 85-155, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska.

LEGISLATIVE BILL 229. By Otto H. Liebers of Lancaster.

A bill for an act relating to the University of Nebraska; to provide that the Board of Regents of the university may qualify and act in a fiduciary capacity, in all matters wherein the University of Nebraska or the Board of Regents of the University of Nebraska is the residuary devisee, legatee or beneficiary; and to declare an emergency.

LEGISLATIVE BILL 230. By Otto H. Liebers of Lancaster.

A bill for an act to amend section 85-117, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to extend the powers of the Board of Regents in regard to conferring honorary degrees in recognition of learning or devotion to literature, science, or art; and to repeal the original section.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 32. Correctly enrolled.

LEGISLATIVE BILL 33. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 32

L. B. 33

Mr. Lee Presiding**Members Excused**

Mr. Aufenkamp was excused for the remainder of the day.

Mr. Kotouc was excused until Monday morning.

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 119	Monday, February 9, 1953	2:00 p.m.
L. B. 120	Monday, February 9, 1953	2:00 p.m.

L. B. 121	Monday, February 9, 1953	2:00 p.m.
L. B. 122	Monday, February 9, 1953	2:00 p.m.
L. B. 123	Monday, February 9, 1953	2:00 p.m.
L. B. 124	Monday, February 9, 1953	2:00 p.m.
L. B. 177	Wednesday, February 11, 1953	2:00 p.m.
L. B. 138	Wednesday, February 11, 1953	2:00 p.m.
L. B. 139	Wednesday, February 11, 1953	2:00 p.m.
L. B. 125	Monday, February 16, 1953	2:00 p.m.
L. B. 126	Monday, February 16, 1953	2:00 p.m.
L. B. 127	Monday, February 16, 1953	2:00 p.m.
L. B. 128	Monday, February 16, 1953	2:00 p.m.
L. B. 136	Monday, February 16, 1953	2:00 p.m.
L. B. 137	Monday, February 16, 1953	2:00 p.m.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 231. By C. C. Lillibridge of Saline and Wm. A. McHenry of Nuckolls.

A bill for an act relating to jails; to establish the Nebraska State Jail Commission; to provide for the members thereof; to provide for the salaries and duties of the members of the commission; and to provide for the promulgation of rules, regulations, and specifications, and the publication and effect thereof.

LEGISLATIVE BILL 232. By C. C. Lillibridge of Saline and Wm. A. McHenry of Nuckolls.

A bill for an act to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase sheriffs' fees for boarding prisoners in certain counties; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 233. By Ralph W. Hill of Thayer and J. L. Brown of Keith.

A bill for an act to amend section 12-905, Revised Statutes Supplement, 1951, relating to rural cemetery districts; to increase the amount that may be levied for maintenance of such cemeteries; and to repeal the original section.

LEGISLATIVE BILL 234. By Robert D. McNutt of Lancaster.

A bill for an act relating to insurance; to define and fix the powers and rights of a mutual assessment association which

has accumulated and is maintaining the same surplus and reserves that is required of a stock or mutual company licensed to transact the same business in Nebraska, and to declare an emergency.

LEGISLATIVE BILL 235. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 33-101, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to eliminate the fee to be paid to the Secretary of State for issuing a commission to any officer or person; and to repeal the original section.

LEGISLATIVE BILL 236. By Charles F. Tvrdik of Douglas and Karl E. Vogel of Douglas.

A bill for an act to amend sections 48-624 and 48-669, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to increase maximum weekly unemployment benefit amounts; to provide for transition from former law to law as amended; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 237. By Charles F. Tvrdik of Douglas and Karl E. Vogel of Douglas.

A bill for an act to amend sections 48-601, 48-602, 48-604, 48-606, 48-625, 48-627, 48-636, 48-649, 48-652, 48-659, 48-661, 48-663, 48-664, 48-665, and 48-667, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to redefine terms; to authorize the Commissioner of Labor to acquire office space; to clarify benefit rights to veterans; to revise earnings requirements for eligibility for benefits; to clarify reference relating to appeals; to change standards for determining reduced contribution rates; to provide for crediting interest on experience accounts; to provide a method for dealing with benefit checks outstanding for more than one year; to protect experience accounts of employers while in the armed forces; to provide priorities for contributions in legal distribution of assets; to authorize the Commissioner of Labor to terminate experience accounts under prescribed conditions; to redefine misdemeanors in connection with obtaining benefits fraudulently; to permit the Commissioner of Labor to bring suit to recover benefits wrongfully obtained from another state; to designate the county attorney as the prosecuting officer for violation of the provisions of the Employment Security Law; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 238. By Earl J. Lee of Dodge, Karl E. Vogel of Douglas and Herbert J. Duis of Dawson.

A bill for an act relating to taxation; to provide a tax for mutual companies organized in Nebraska and registered with the Securities and Exchange Commission of the United States and United States Public Law 768; and to provide the amount of the tax, date due, delinquent, and how paid.

GENERAL FILE

LEGISLATIVE BILL 79. Read and considered.

Mr. Duis offered the following amendment to L. B. 79:

Line 6, after the word "department", add "said amount to be equal to all associations in accordance with their size."

Pending.

Mr. Cramer Presiding

Speaker Tvrdik Presiding

SUSPEND RULES—Refer Bills

Mr. President: I move that we suspend the rules and refer the bills read today. (Signed) C. C. Lillibridge

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Bills Referred to Standing Committee

L. B.	Committee
199.....	Education
200.....	Public Health and Miscellaneous Subjects
201.....	Government
202.....	Public Works
203.....	Revenue
204.....	Education
205.....	Budget
206.....	Government
207.....	Judiciary
208.....	Government
209.....	Revenue
210.....	Education

211.....	Revenue
212.....	Public Works
213.....	Judiciary
214.....	Education
215.....	Banking, Commerce and Insurance
216.....	Public Works
217.....	Government
218.....	Government
219.....	Government
220.....	Government
221.....	Government
222.....	Budget
223.....	Education
224.....	Agriculture
225.....	Public Works
226.....	Revenue
227.....	Education
228.....	Education
229.....	Judiciary
230.....	Judiciary
231.....	Judiciary
232.....	Miscellaneous Appropriations and Claims
233.....	Public Health and Miscellaneous Subjects
234.....	Banking, Commerce and Insurance
235.....	Revenue
236.....	Labor and Public Welfare
237.....	Labor and Public Welfare
238.....	Banking, Commerce and Insurance

Adjournment

At 12:21 p.m., on a motion by Mr. Larkin, the Legislature adjourned until 10:00 a.m., Monday, January 26, 1953.

Hugo F. Srb

Clerk of the Legislature

FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, January 26, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bixler, Dooley, Lusinski and McHenry, who were excused, and Mr. Lee who was excused until 11:00 a.m.

Mr. Dooley was excused until Friday, January 30, 1953.

The Journal for the Fourteenth Day was approved as corrected.

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet in the East Senate Lounge at 2:00 p.m., January 26, 1953, for the purpose of hearing Claim No. 107. (Signed) Ralph W. Hill, Chairman

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

L. B. 149	Tuesday, February 3, 1953	2:00 p.m.
L. B. 190	Tuesday, February 3, 1953	2:00 p.m.
L. B. 159	Thursday, February 5, 1953	2:00 p.m.
L. B. 171	Thursday, February 5, 1953	2:00 p.m.

Budget

L. B. 24	Tuesday, February 3, 1953	2:00 p.m.
L. B. 102	Thursday, February 5, 1953	2:00 p.m.

L. B. 117	Thursday, February 5, 1953	2:15 p.m.
L. B. 101	Tuesday, February 10, 1953	2:00 p.m.
L. B. 205	Tuesday, February 10, 1953	2:15 p.m.
L. B. 178	Thursday, February 12, 1953	2:00 p.m.
L. B. 179	Thursday, February 12, 1953	2:15 p.m.
L. B. 222	Thursday, February 12, 1953	2:30 p.m.

Public Health and Miscellaneous Subjects

L. B. 83	Tuesday, February 3, 1953	2:00 p.m.
L. B. 115	Tuesday, February 3, 1953	2:00 p.m.
L. B. 233	Tuesday, February 3, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor for approval on January 23, 1953
at 2:20 p.m.

L. B. 32

L. B. 33

(Signed) Joseph D. Martin, Chairman

Approved by the Governor

January 23, 1953

The President, the Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable
Body that on January 23, 1953, he approved L. B. 32 and L. B. 33.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

MOTION—Letter of Thanks

Mr. President: I move that the Clerk be authorized to
write a letter to the County Assessors' Association, thanking
them for the dinner on January 22, 1953. (Signed) John E.
Beaver

The motion prevailed.

STANDING COMMITTEE REPORTS**Government**

LEGISLATIVE BILL 66. Indefinitely postponed.
LEGISLATIVE BILL 65. Placed on General File.
LEGISLATIVE BILL 64. Placed on General File.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. R. 4

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 239. By Herbert J. Duis of Dawson.

A bill for an act to amend sections 23-1102, 23-1103, 23-1104, 23-1105, 23-1106, 23-1107, 23-1108, and 23-1108.01, Revised Statutes Supplement, 1951, relating to salaries of county officers; to increase the salaries of sheriffs in counties of classes (1) to (8) as prescribed; to provide when such salaries shall become operative; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 240. By Herbert J. Duis of Dawson.

A bill for an act to amend section 44-230, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that insurance companies or associations organized under sections 44-202 to 44-209, Reissue Revised Statutes of Nebraska, 1943, may also reinsure risks of persons of other companies of the same kind and class; and to repeal the original section.

LEGISLATIVE BILL 241. By W. J. Williams of Buffalo.

A bill for an act to amend section 68-202, Revised Statutes Supplement, 1951, relating to paupers and public assistance; to remove the family responsibility of persons receiving old age assistance; and to repeal the original section, and also section 68-214, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 242. By Committee on Budget, Arthur Carmody of Hitchcock, Chairman.

A bill for an act to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Revised Statutes Supplement, 1951 for the biennium ending June 30, 1955; to prescribe conditions for payment thereof; and to declare an emergency.

LEGISLATIVE BILL 243. By Committee on Budget, Arthur Carmody of Hitchcock, Chairman.

A bill for an act making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1953, and ending June 30, 1955; to prescribe conditions for the determination of the levy of the state taxes for the state General Fund; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

LEGISLATIVE BILL 244. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 79-803.02, Revised Statutes Supplement, 1951, relating to schools; to correct mistake in 1951 legislation in making reference to Chapter 19, article 5, when Chapter 19, article 6, was intended; to make the provisions of this section applicable to schools in cities having a population under twenty-five thousand inhabitants and operating under a city manager form of government; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 245. By Frank Nelson of Holt.

A bill for an act to amend section 37-418, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the boundaries of the game refuge along the bank of the Niobrara River; and to repeal the original section.

LEGISLATIVE BILL 246. By Glenn Cramer of Boone.

A bill for an act to amend section 79-420, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide when the county committee for the reorganization of school districts shall annex a district to one or more adjoining districts, or dissolve the district; to provide powers and duties for the state

committee for the reorganization of school districts; and to repeal the original section.

LEGISLATIVE BILL 247. By Lester H. Anderson of Hamilton.

A bill for an act relating to counties; to make it unlawful for any person, firm, or corporation to enter into any contract or agreement with any county board for any article, service, public improvement, material, or labor where such person is a member of such county board or when any member of such county board is an agent, official, or employee of such firm or corporation; to declare such contracts void as an obligation of the county; and to provide penalties.

LEGISLATIVE BILL 248. By George Syas of Douglas, William Moulton of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 37-418, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to remove from the state game refuge that portion in Dodge, Douglas, and Saunders Counties; and to repeal the original section.

LEGISLATIVE BILL 249. By John J. Larkin, Jr. of Douglas and Sam Klaver of Douglas.

A bill for an act to amend section 29-1805, Revised Statutes Supplement, 1951, relating to criminal procedure; to increase the number of assistant public defenders to be appointed in a county having a population of more than two hundred thousand inhabitants; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 250. By William Moulton of Douglas and Karl E. Vogel of Douglas.

A bill for an act to amend section 2-203, Revised Statutes Supplement, 1951, relating to county agricultural societies and fairs; to increase the amount the county board, in counties having a population of more than two hundred thousand inhabitants, shall assess for county agricultural society of the county; and to repeal the original section.

LEGISLATIVE BILL 251. By Sam Klaver of Douglas.

A bill for an act to amend section 42-705, Reissue Revised Statutes of Nebraska, 1943, relating to Uniform Reciprocal En-

forcement of Support Act; to eliminate from the act certain provisions for extradition of criminals when the person whose surrender is demanded was not in the demanding state at the time of the commission of the crime and he had not fled therefrom; and to repeal the original section.

LEGISLATIVE BILL 252. By Sam Klaver of Douglas.

A bill for an act to amend section 68-214, Revised Statutes Supplement, 1951, relating to assistance; to define sufficient ability; to reduce time for cause of action for reimbursement by filing suit; to give effect to suit not being filed or judgment recovered; and to repeal the original section.

LEGISLATIVE BILL 253. By Robert D. McNutt of Lancaster, Karl E. Vogel of Douglas and Otto Kotouc, Sr. of Richardson.

A bill for an act relating to executors, guardians, trustees, and other fiduciaries; to provide that any bank or trust company qualified to act as fiduciary may establish common trust funds; to prescribe the regulations and requirements; to provide for additional investments by corporate fiduciaries; to provide that this act shall apply to fiduciary relationships now in existence or hereafter established; to amend section 24-601, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 254. By George Syas of Douglas and K. W. Peterson of Custer.

A bill for an act to amend section 37-301, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide that the open season on any specie of pheasant shall not be opened prior to November 1 of any year; and to repeal the original section.

Committee to Escort Governor

The President appointed the following members to serve on the committee to escort the Governor to the Legislative Chamber for the purpose of delivering his Budget Message: Carmody, Chairman; Brown, Wilson, Shultz and Burney.

The committee withdrew and escorted the Governor to the rostrum, where he delivered the following:

**BUDGET MESSAGE
OF
ROBERT B. CROSBY, GOVERNOR**

**Delivered to the Sixty-fifth Session of the Legislature
of Nebraska, January 26, 1953**

Mr. President, Mr. Speaker and Members of the Legislature:

A clear portent of the nature of this message was included in the Inaugural Message which I delivered to you some days ago.

At the Inaugural I expressed with as much force as I could command the conviction that the proper role of State Government in 1953 is one of restraint. Only the essential services of State Government should be maintained, and that must be done with the least outlay of money and employment hours. There should be no expansion of State Government except in the case of a clearly demonstrated need related to a fundamental public service.

The arguments for the above attitude were suggested in the Inaugural Message, in the most persuasive language that I could summon, and I shall not burden this message by repeating them.

Some of you may remember that in December of last year, at the conclusion of Governor Peterson's budget hearings, I announced a limitation upon the budget that I am submitting today. The limitation to which I pledged myself was that the budget would not require a General Fund levy in excess of 5.5 mills based on present assessed values. This would have permitted a property tax saving of well over a third of a mill.

At the time I thought the above limitation would be a rigorous discipline upon my shaping of this budget. I was wrong. An item by item examination of the budget requests, with the information that I could gather in the time at my disposal, reveals that the General Fund reduction in the mill levy should have been three times greater.

The budget that I am submitting to you today, assuming the present assessed value of property in Nebraska, will require a General Fund levy of only 4.75 mills.

In only a few instances have I recommended the amount which the agency requested. In fact—and I want to avoid any charge that I have glossed over the extent of the reductions which I recommend—for not much less than half of the agencies my recommendations are less than the amounts appropriated two years ago.

Before going on to discuss some of these significant items in this budget, I want to say some things in self-defense and explanation.

To begin with, I have not omitted my own office in this discipline of restraint which I have undertaken to apply to other departments. The amount of money which I recommend for the operation of the Governor's Office and Mansion is 7.6 per cent less than the amount appropriated two years ago. This is not boasting. I have just wanted it to be clear that I am trying to apply the same measure to everyone.

Also, I am painfully aware that this budget falls far short of being a satisfaction to me. I have just scratched the surface of what might be accomplished by a sustained effort. Hardly a one of you will fail to think of some further way in which savings can be effected. I solicit your help.

Finally, I sense that there will be some people who will charge that these budget reductions are made in a spirit of "grandstanding". Insofar as I can know my own motives, this is not true. I am in dead earnest. This is a genuine effort to do what I have for many years felt ought to be done. During last year's campaigns I told people from one end of the State to the other that I intended as Governor to behave in this way. No one should pretend to be surprised.

I have tried to avoid any recommendation which would reduce a State service below the level of actual public need. In most cases I have recommended an amount which, in my judgment, would permit the agency to maintain for the next bien-nium the same level of service that has been rendered during the biennium now ending. Those cases are too numerous to permit specific mention of any of them.

The balance of this message deals with a discussion of the more important departures from the General Fund recommendations in Governor Peterson's budget. In all of the discussion which follows, the amounts which I mention are the amounts

which must be appropriated from the General Fund. With regard to Cash Funds, Federal Funds and Special Levy Funds, neither this message nor the budget that accompanies it makes any definite changes from the budget submitted by Governor Peterson.

STATE ASSISTANCE

My recommendation for subsistence payments totals the same amount as in Governor Peterson's budget.

The total amount which I recommend for public assistance and child welfare is over two million dollars less than the amount recommended by Governor Peterson. This reduction can be made possible by a change in the manner of financing health service payments. Our excellent Board of Control has recommended legislation which will make this possible. The Board is having the bills prepared—it deserves all the credit.

In short, the proposed legislation will shift to the counties the financial responsibility for that part of an assistance grant that exceeds the State ceiling. Of course, this part of the assistance grant is always for health services. No Federal matching money is involved. The legislation would require the County Board to budget and make a special levy for this purpose.

The cost of health services has been mounting rapidly during recent years. At the centralized level of State Government it has been impossible to exercise an effective control over the amounts paid for nursing home service, hospital service, nurses, drugs, doctors and so forth. Local financial responsibility should supply effective local control.

Frequently I have insisted that problems of public assistance are peculiarly adapted to local control. It has often been argued that an obstacle to local financial responsibility for public assistance is the fact that Nebraska would forfeit Federal matching money. As pointed out, this obstacle does not exist with regard to the above proposal.

Let me make this plain: I am **not** suggesting that any recipient of public assistance shall receive any less in services than he or she is now receiving. In fact, I think that county responsibility will in many cases afford more adequate health service. I do know that if the county governing body must itself set the budget and impose the levy, it will exercise care to see that the most return is obtained from each tax dollar.

One further thought in this connection: It is my desire that the State ceiling be high enough to permit every person entitled to public assistance to live decently. I do not want a single person to be denied this. If the present State ceiling denies this to some, then it should be raised.

There is no need to repeat here what I said in the Inaugural Message concerning the general administration of public assistance. The Board of Control deserves commendation for the leadership that it has provided in this entire field.

HIGHWAY DEPARTMENT

Only the Safety Patrol requires mention in the budget of the Department of Roads and Irrigation.

My budget recommends an increase for the Safety Patrol of \$250,000.00 above the sum that was appropriated two years ago. However, my recommendation falls over seven hundred thousand dollars short of the amount that has been requested. I recognize the fine quality of personnel in the Safety Patrol and the able leadership of Colonel Sanders. I commend Colonel Sanders for his devotion to the objectives of the Safety Patrol. However, an increase of one million dollars for this activity is more than I think the taxpayers can afford.

As I have budgeted the Safety Patrol for the next bien-nium, it is intended that the number of highway patrolmen can be brought back to 131—the present force is 119. In addition, 20 new patrolmen can be added for the purpose of manning the truck scales.

I recognize the critical nature of the highway traffic problem in Nebraska—a problem that we share with every other State. I wish to cooperate with every reasonable plan for educating automobile drivers to the responsibility that is theirs.

BOARD OF CONTROL

The amount I have recommended for State Institutions represents an increase of about one-third million over the amount appropriated two years ago. However, my recommendation is over four hundred thousand dollars less than Governor Peterson's budget.

The major part of the reduction from Governor Peterson's budget depends on my conviction that a complete budgeting of

its cash funds by the Board of Control will reveal that it needs substantially less money from the General Fund than has been requested.

Another part of the reduction from Governor Peterson's budget results from my recommendation that no money be appropriated for the Milford Home for Unwed Mothers. I am informed that only Nebraska, among all the states, has an institution of this type. I do not think that Nebraska taxpayers are so affluent that they should indulge themselves in this exceptional activity. Only a small fraction of Nebraska's unwed mothers are cared for at the Milford Home. I am confident that this small fraction can be adequately handled through other established methods.

UNIVERSITY

I recognize the importance of college education in Nebraska. Considering our population, I think it should be conceded that our people have tried hard to give their children the opportunity for acquiring the tools of leadership through a college education. Besides the State University and the four State Teachers Colleges, Nebraska has 19 other institutions of higher learning—these 19 include the church related colleges, the Junior Colleges and the Municipal University in Omaha.

In many respects, however, we look to our State University for leadership, especially at the graduate level. Since we have just one State University, we want it to be a good one.

I have recommended that \$14,500,000.00 be appropriated from the General Fund to the University. This is an increase of two million dollars above the amount appropriated two years ago—a 16 per cent increase. I have felt some concern about whether I can justify this increase under the standard of restraint that I have tried to apply to other departments. To be sure, the maintenance of a University is an established and fundamental function of State Government in the middle west.

Further, there are grounds for anxiety in connection with the level of performance in two departments of the University. In my Inaugural Message I indicated the importance of agricultural research to a State like ours. I do not think the financial support for research in the College of Agriculture has nearly matched the needs of our people.

It is generally agreed that the Medical College of the University needs immediate help. In the Inaugural Message I pointed to the danger that it might lose its accreditation.

In recommending a 16 per cent increase in the General Fund appropriation to the University it is my intention that the major portion of the increase shall be used to improve the research activities in the College of Agriculture and to strengthen and improve the Medical College, and that substantially the present level of performance shall be maintained in the remaining departments of the University. I recognize that our laws probably contemplate that the Board of Regents shall exercise the discretion in allocating the money that is provided by the legislature. I think this is right. Perhaps it is not improper, however, for me to express the hope that the Board of Regents will find a way to accomplish these objectives within the limits of the appropriation that I am recommending.

As long as I am saying what I hope, let me express one more hope: That the recommended increase in this budget will have carried us to a plateau insofar as the future financing of the University is concerned. Of course, we cannot accurately forecast the needs of the future. For the time being it is my feeling that we have reached the optimum support for the University that we can afford for several years.

HEALTH DEPARTMENT

I appreciate the interest which doctors and others have exhibited in this department. It is not easy to determine the extent to which State supported public health services are needed during times like these, and the picture is clouded by the intrusion of various Federal matching funds.

The significant suggestion which I make in connection with this department is the omission of any financial support for the Division of Dental Health. This is intended as an example of the consolidation that I would like to see effected under leadership that is better equipped in this field than mine.

The Division of Dental Health was established in 1949, sponsored in the legislature by one of your finest members, Dr. C. C. Lillibridge. According to my information, such a Division was not needed in order to match any Federal funds; if it is not supported in the budget bill no Federal funds will be forfeited.

It has seemed to me that Nebraska is more fortunate than most States in regard to dental service. We can brag about the fact that our University Dental College ranks as one of the best in the entire nation.

Can't I fairly argue that there is no real need for this Department? Is it wrong to suggest that the appropriate rallying point for members of the dental profession, in their desire to improve dental health practices among our people, would be our excellent Dental College? I argue with uncertainty in this field because of the prestige of the dental profession in Nebraska and because Dr. C. C. Lillibridge, my valued friend and your colleague, is presently the president of the State Dental Association. In spite of this, I would be less than honest if I did not urge you to give this recommendation your best consideration.

CIVIL DEFENSE

Under present conditions I have been troubled as to the necessity of a separate civilian agency in State Government for the supervision of Civil Defense. The present Executive Director of Civil Defense, Mr. Wendell Harding, was the first to bring this matter specifically to my attention and I am indebted to him for doing so.

I think we have reached the point where we can turn the direction of Civil Defense over to the Adjutant General's office where it could be adequately maintained with a biennial budget of only \$20,000.00. I am pleased to report that Brigadier General Guy N. Henninger agrees with this suggestion.

This manner of handling Civil Defense permits a welcome reduction from the appropriation of two years ago which amounted to almost \$150,000.00.

It is possible that the above suggestion could be effected without legislative amendment. However, neither I nor the Advisory Defense Committee, I am sure, cares to do violence to the legislative intent of the last legislature. Therefore I commend to your consideration the amendment of the present Statutes so that Civil Defense will become a function of the Adjutant General's Office.

BOARD OF VOCATIONAL EDUCATION

Two points in particular deserve comment in connection with my budget recommendations for this Board.

Before going further, I cannot resist recognition of the unfortunate plight in which my budget recommendations place my good friend, Senator Ken Diers, one of your ablest members.

Already I have made an unfavorable recommendation with regard to the Home for Unwed Mothers which is situated in his District. I am about to make another unfavorable recommendation that will cause him concern. Please know that my motives have no reference to the person of Senator Diers and I sincerely wish that both of these institutions were located in some other legislative district. Certainly no one could give better representation to the interests of his constituents than Senator Diers will do in connection with these two recommendations, and I expect him to do it.

At Milford is located the State Trade School. I have recommended that it have no appropriation.

Only a few other states have such a school. Already I have mentioned the 24 educational institutions in Nebraska which give college training. If there is a genuine public need for the trade school training, it has seemed to me that this need could be met by the curriculums of one or more of the other established institutions. Also, I cannot forego the thought that this is an appropriate time for the various related industries in Nebraska to resume the task of training young people for employment in their business concerns—such a trend seems to be in keeping with the spirit of the free enterprise system about which we talk so much.

Please do not charge me with lack of sympathy for the original concept of this trade school. I well remember in 1941 when I was a member of this legislature, the arguments used by my distinguished colleague in that Session, Stan Matzke. We were in the midst of a tremendous rearmament effort—there was a critical need for skilled employees—private industry was taxed to the limit. The trade school was a contribution to the World War II effort. In 1941 I cast my vote for the bill. Now in 1953 I think the need for the school is behind us.

With regard to State aid for Vocational Education, I understand that the number of high schools that are including this course in their curriculum is increasing. Currently the state's contribution from the General Fund to be matched with the local high school's contribution has been in the neighborhood of one-third of the total cost of the course. The efficient staff in this department wants to continue to maintain the state's matching contribution at about the level of one-third. I can understand their feeling in this matter. I do not agree with it. Perhaps in the beginning some incentive through State matching funds was needed in order to create interest in this

course. However, if there is a real public demand for this course I feel that the various high school districts should begin to assume a greater share of its cost—and that the direction of the State's contribution in the next few years should be toward zero. I have recommended \$225,000.00. This is substantially less than the amount requested.

CAPITOL MURAL COMMISSION

To complete the murals in the Capitol building this Commission has requested the sum of \$141,900.00.

The Capitol building should be completed. We have deferred completion for a very long time. Now is as good as any time to finish the job.

However, I have made no budget provision. This is because my examination of Legislative Bill 214, enacted two years ago, indicated to me that you wanted to reserve to yourselves the decision as to the provision of funds for this purpose—see the language of Section 4 of that bill. I recommend that you take action under the terms of the bill. I have complete confidence in the judgment of the membership of our Capitol Mural Commission.

CUSTODIAL FUNDS FOR THE CAPITOL BUILDING

Although the amount of the general fund appropriation for this purpose is less than the amount appropriated two years ago, I am assured that there is enough to remedy the defective terraces under the direction of the Capitol Building Commission.

CONCLUSION

There are many other items in the budget which could be discussed. Time does not permit this.

This budget is presented to you without any thought that it is perfect. I take confidence from the fact that it will be scrutinized carefully by this Session's fine Budget Committee under the direction of a Chairman with demonstrated ability. It will receive the final scrutiny of your entire Body.

However, there is no trace of apology for the spirit that this budget represents. It is an earnest effort to do what most people in Nebraska want: To reduce state government to the level of those services that are actually needed. Many of these

recommendations will earn for me some unpopularity among interested minority groups. I am confident, however, that people by and large will see the wisdom of beginning to lighten the burden of taxpayers. In doing this I think we shall have the company of the National Government. At least, I want us to do in Nebraska what most of us have been recommending to the National Government.

Now the budget is yours. I know you will improve it. In every way possible I want to be of help to you.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

The Committee escorted the Governor from the Chamber.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 255. By Hal Bridenbaugh of Dakota and Ernest A. Hubka of Gage.

A bill for an act relating to insurance; to authorize domestic insurance companies to expend up to fifty per cent of its surplus to subscribe for, buy, own, and hold all or any part of the shares of any other insurance company; to validate the holding of stock heretofore acquired; and to declare an emergency.

LEGISLATIVE BILL 256. By Hal Bridenbaugh of Dakota and Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 79-4,102, Revised Statutes Supplement, 1951, relating to schools; to increase the free high school tuition; and to repeal the original section.

LEGISLATIVE BILL 257. By George Syas of Douglas, Joseph D. Martin of Hall and K. W. Peterson of Custer.

A bill for an act to amend section 35-301, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies and fire-

men; to change the aggregate hours of duty of firemen employed in the fire department of cities having paid departments; to provide for off duty periods; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 95	Tuesday, February 3, 1953	2:00 p. m.
L. B. 97	Tuesday, February 3, 1953	2:00 p. m.
L. B. 98	Tuesday, February 3, 1953	2:00 p. m.

Mr. McNutt Presiding

GENERAL FILE

Unanimous Consent—Bracket L. B. 61

Mr. Hill asked unanimous consent that L. B. 61 be bracketed to be taken up at a later date. Consent was granted and it was so ordered.

LEGISLATIVE BILL 79. Laid over.

LEGISLATIVE BILL 80. Laid over.

LEGISLATIVE BILL 21. Read and considered.

Mr. Anderson moved that L. B. 21 be advanced to Enrollment and Review for review. Mr. Anderson requested a machine vote. The motion did not prevail with 8 ayes, 17 nays and 18 not voting.

Mr. Anderson made a motion that L. B. 21 remain on General File for a specific amendment to include public buses on highways.

Mr. Carson made a motion to indefinitely postpone L. B. 21. Mr. Carson's motion to indefinitely postpone prevailed.

Speaker Tvrdik Presiding

SUSPEND RULES—Refer Bills

Mr. President: I move that we suspend the rules and refer the bills read today. (Signed) C. C. Lillibridge

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Bills Referred to Standing Committee

L. B.	Committee
239.....	Government
240.....	Banking, Commerce and Insurance
241.....	Labor and Public Welfare
242.....	Budget
243.....	Budget
244.....	Education
245.....	Agriculture
246.....	Education
247.....	Government
248.....	Agriculture
249.....	Judiciary
250.....	Revenue
251.....	Judiciary
252.....	Labor and Public Welfare
253.....	Banking, Commerce and Insurance
254.....	Agriculture
255.....	Banking, Commerce and Insurance
256.....	Education
257.....	Labor and Public Welfare

RESOLUTIONS

LEGISLATIVE RESOLUTION 5. Re: Initiation of studies relative to obtaining greater uniformity in the presidential candidates primary election laws of the states.

Introduced by Hal Bridenbaugh of Dakota.

WHEREAS, the various states have enacted primary election laws that vary the method of obtaining an advisory vote on presidential candidates, and

WHEREAS, it would be more representative of the people if the advisory vote obtained before the national conventions was uniform.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Council of State Governments initiate studies with a view of making recommendations relative to obtaining

greater uniformity in the presidential candidates primary election laws of the states.

2. That a copy of this resolution be suitably engrossed, and by the Clerk of the Legislature, sent to the Council of State Governments.

Mr. Pizer Presiding

LEGISLATIVE RESOLUTION 6. Re: Enactment of a law by the Congress of the United States establishing a uniform election procedure for obtaining an advisory vote for presidential candidates.

Introduced by Hal Bridenbaugh of Dakota.

WHEREAS, the various states have enacted primary election laws that vary in the method of obtaining an advisory vote on presidential candidates, and

WHEREAS, it would be more representative of the people if the advisory vote obtained before the national conventions was uniform.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States enact a law establishing a uniform election procedure for obtaining an advisory vote for presidential candidates.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

Unanimous Consent—Add Co-introducer

Mr. Hill asked unanimous consent that his name be added as a co-introducer of L. R. 5 and L. R. 6. Consent was granted and it was so ordered.

Unanimous Consent—Address Legislature

Mr. Burney asked unanimous consent that Mr. McQuery of The Council of State Governments be permitted to make a short address to the Legislature tomorrow. Consent was granted.

Adjournment

At 11:43 a.m., on a motion by Mr. Coffey, the Legislature adjourned until 10:00 a.m., Tuesday, January 27, 1953.

Hugo F. Srb

Clerk of the Legislature

SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, January 27, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Dooley, Lusinski and Shultz, who were excused.

The Journal for the Fifteenth Day was approved.

Communications

Letter from Dewaine F. Beam of Omaha, expressing his interest and support of L. B. 49.

Referred to the Committee on Banking, Commerce and Insurance.

Invitations

Invitation from Graden Rathbun, Exalted Ruler of Lincoln Lodge No. 80, B.P.O.E., to members of the Legislature, to a steak dinner in their honor, at 6:00 p.m., February 2, 1953, at the Lodge Rooms.

Invitation from D. H. Powers, Secretary of the Nebraska Hotel Association, Omaha, to the members of the Legislature, to attend a dinner given in their honor by the Association at the Lincoln Hotel on the evening of February 11, 1953, at 6:00 p.m.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 57	Wednesday, February 4, 1953	2:00 p.m.
L. B. 116	Wednesday, February 4, 1953	2:00 p.m.
L. B. 168	Wednesday, February 4, 1953	2:00 p.m.

Revenue

L. B. 153	Tuesday, February 3, 1953	2:00 p.m.
L. B. 235	Tuesday, February 3, 1953	2:00 p.m.
L. B. 176	Thursday, February 5, 1953	2:00 p.m.
L. B. 184	Thursday, February 5, 1953	2:00 p.m.

Labor and Public Welfare

L. B. 12	Monday, February 9, 1953	2:00 p.m.
L. B. 13	Monday, February 9, 1953	2:00 p.m.
L. B. 104	Monday, February 9, 1953	2:00 p.m.
L. B. 112	Monday, February 9, 1953	2:00 p.m.

Agriculture

L. B. 53	Monday, February 2, 1953	2:00 p.m.
L. B. 151	Monday, February 2, 1953	2:00 p.m.
L. B. 174	Wednesday, February 4, 1953	2:00 p.m.
L. B. 224	Wednesday, February 4, 1953	2:00 p.m.
L. B. 46	Monday, February 9, 1953	2:00 p.m.

Public Works

L. B. 39	Thursday, February 5, 1953	2:00 p.m.
L. B. 58	Thursday, February 5, 1953	2:00 p.m.
L. B. 73	Thursday, February 5, 1953	2:00 p.m.
L. B. 99	Thursday, February 19, 1953	2:00 p.m.

Unanimous Consent—Add Co-introducer

Mr. Lee asked unanimous consent to add the name of Mr. Hal Bridenbaugh as co-introducer of L. B. 89.

Consent was granted and it was so ordered.

MOTION—Appointment of Attorney

Mr. President: I move that the appointment of Clarence M. Davis as Attorney for the Committee on Enrollment and

Review be confirmed and that his salary be set at \$750.00 per month. (Signed) Joseph D. Martin.

The motion prevailed.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 62. Indefinitely postponed.
LEGISLATIVE BILL 60. Indefinitely postponed.
LEGISLATIVE BILL 45. Placed on General File.
LEGISLATIVE BILL 91. Placed on General File.
LEGISLATIVE BILL 92. Placed on General File.

(Signed) Robert B. McNutt, Chairman

Agriculture

LEGISLATIVE BILL 8. Placed on General File as amended.

Standing Committee amendment to L. B. 8:

1. Amend page 2, section 1, line 16, by inserting after "removed," the words "at county expense,".

LEGISLATIVE BILL 5. Placed on General File as amended.

Standing Committee amendments to L. B. 5:

1. Amend page 2 of the bill by striking sections 1 and 2 and inserting in lieu thereof the following:

"Section 1. That section 37-215, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

37-215. The Game, Forestation and Parks Commission is authorized to issue special permits to *residents of the State of Nebraska* for the killing of doe and horned buck deer or *antelope*, when the same become prevalent enough to allow a limited season, for the purpose of reducing the number thereof in limited areas. The number of such special permits may be limited, as provided by the regulations of the commission, but the permits shall be disposed of in an impartial manner by lot. Such special permits may be issued to allow killing of doe and horned buck deer in Dawes, Scotts Bluff, Morrill, Banner, Sheridan, and Sioux counties, and or *antelope* in the Nebraska National Forest and other game

reserves and such other areas in the State of Nebraska whenever the commission shall deem that permitting such killing will not be detrimental to the proper preservation of wild life in Nebraska. The commission shall charge a fee for each special permit so issued in the sum of ten dollars. No person shall apply for or be issued a special permit to kill ~~doe and horned buck~~ deer or antelope unless he is at least sixteen years of age, nor oftener than once in any three consecutive open seasons.

Sec. 2. That section 37-215.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

37-215.01. The commission is authorized, when written request has been filed by the property owner, to remove by any means at any time any deer or antelope causing damage to real or personal property. If it shall be necessary to kill any such deer or antelope to remove the same, the carcass thereof shall first be offered to local hospitals or other local charitable institutions, or to the Board of Control for use in institutions under its jurisdiction. If said institutions or board does not desire the same, such carcass may be sold or disposed of in any other manner.

Sec. 3. That section 37-216, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

37-216. The Game, Forestation, and Parks Commission shall provide by regulations for the tagging and storage of the carcasses of deer or antelope after the close of any such limited season in accordance with the provisions of section 37-305.

Sec. 4. That original sections 37-215, 37-215.01, and 37-216, Reissue Revised Statutes of Nebraska, 1943, are repealed."

2. Amend page 1 of the bill by striking lines 2 to 7 and inserting in lieu thereof the following:

"FOR AN ACT to amend sections 37-215, 37-215.01, and 37-216, Reissue Revised Statutes of Nebraska, 1943; relating to game and fish; to authorize the killing of antelope upon certain conditions; to provide that special permits for killing of deer and antelope may be issued only to residents of Nebraska; to provide for disposal of carcasses of antelope causing damage to property; to provide for the Game, Forestation, and Parks Commission adopting regulations for tagging and storage of carcasses of

antelope after the close of any limited season; to eliminate certain restricted areas where deer may be killed; to provide no person shall apply for or be issued a special permit to kill deer or antelope unless he is at least sixteen years of age, nor oftener than once in any three consecutive open seasons; and to repeal the original sections."

(Signed) Hal Bridenbaugh, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 258. By Karl E. Vogel of Douglas, Dwight W. Burney of Cedar and J. L. Brown of Keith.

A bill for an act to amend sections 66-410, 66-424.01, 66-428, and 66-452, Revised Statutes Supplement, 1951, relating to motor vehicle fuels; to increase the gasoline tax; to increase the excise tax on motor vehicle fuels for a period of two years; to provide for the allocation and distribution of the increase in the gasoline tax; to fix the proportion of the tax, collected upon gasoline or motor vehicle fuel used for the prescribed agricultural purposes, that shall be refunded; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 259. By Hal Bridenbaugh of Dakota, Charles Wilson of Madison and Karl E. Vogel of Douglas.

A bill for an act to amend sections 39-606, 60-320, 60-329, 60-330, 60-331, 60-337, and 60-338, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for an increase in registration fees of all motor vehicles burning fuel subject to motor vehicle tax laws for a period of two years; to change the allocation of the fees during such period of time; to provide for supervision by the Nebraska Safety Patrol; to eliminate obsolete provisions concerning a county budget for state highway system; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 260. By Hal Bridenbaugh of Dakota and C. C. Lillibridge of Saline.

A bill for an act to amend sections 32-420, 32-510, and 32-542, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to change the form of ballot for primary election; to provide the manner of electing delegates and alternates to a national political convention; to provide conditions upon such candidates; to provide for designation upon the ballot of choice of delegate and alternate for President; to provide for petition for candidate for President; to provide for individuals from withdrawing from being a candidate for President; to provide penalties; and to repeal the original sections, and also sections 32-510 and 32-542, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 261. By Hal Bridenbaugh of Dakota and C. C. Lillibridge of Saline.

A bill for an act to amend sections 32-420, 32-509, 32-510, and 32-511, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to remove the provision for expressing second choices of the electors with respect to preferences on candidates for President of the United States; to remove provisions for expressing first and second choices of the electors with respect to preferences on candidates for Vice President of the United States; to change the form of the ballot in primary elections; and to repeal the original sections.

LEGISLATIVE BILL 262. By Dwight W. Burney of Cedar, Karl E. Vogel of Douglas and Hal Bridenbaugh of Dakota.

A bill for an act to amend sections 39-602, 39-603, 39-619, 39-621, 39-623, 39-631, 39-632, 39-722, 39-729, 39-735, 39-803.01, and 66-424, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide certain powers to the Department of Roads and Irrigation for abandoning, changing, and relocating highways; to provide for use of highway fund in each county; to provide for disposition of funds from sale of surplus material; to eliminate the provision for use of convict labor; to provide that the department shall be responsible for all plans and specifications for construction of the state highway system; to provide for jurisdiction of warning signs, stop signs, and other safety devices or safety regulations on state highways routed and located through cities and villages; to redefine load limit of motor vehicles and trailers; to provide for unloading of a vehicle when the weight of the vehicle and load is unlawful; to provide for restrictive use of highways under certain climatic conditions; to authorize the installation of traffic lights and traffic signals and the effect there-

of; to provide for display of lights on public highways by vehicles as prescribed; to provide for posting the capacity of bridges; to provide for use of Gasoline Tax Fund on state highways and for costs of membership, test, and research of highway organization; to provide for use of county roads and city and village streets as detours as prescribed; and to repeal the original sections, and also sections 39-224.01, 39-607, 39-620, 39-622, and 39-633, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 263. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 62-301, Revised Statutes Supplement, 1951, relating to negotiable instruments; to restate and clarify the provisions for permissive holidays for banks doing business in the State of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 264. By Robert D. McNutt of Lancaster and Earl J. Lee of Dodge.

A bill for an act to amend sections 30-101, 77-2008, 77-2014, 77-2018.01, 77-2024, 77-2037, and 77-2108, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2002 and 77-2004, Revised Statutes Supplement, 1951, relating to inheritance and estate taxes; to restate and clarify the provisions thereof; to provide what property and interests therein shall be exempt from such taxes; to provide what property and interests therein shall be liable for such taxes and the amount of such liability; to re-define and provide procedure for and the manner of assessment, determination, and collections of such taxes; to provide powers and duties of public officers in connection therewith; to provide the duration of the lien of such taxes; and to repeal the original sections.

LEGISLATIVE BILL 265. By C. C. Lillibridge of Saline.

A bill for an act to amend sections 16-702, 17-702, and 18-501, Revised Statutes Supplement, 1951, relating to cities and villages, all; to provide for an additional two mill levy for sewage disposal plants and sewerage systems in all cities and villages in addition to the maximum mill limitation; and to repeal the original sections.

LEGISLATIVE BILL 266. By C. C. Lillibridge of Saline.

A bill for an act relating to public health and welfare; to define terms; to control, prevent, and abate pollution of the surface and underground waters of the State of Nebraska; to provide for hearings and the procedure therefor; to provide

penalties; to provide powers and duties for certain officers and state administrative departments; to provide a construction clause; to provide how this act may be cited; and to repeal section 37-516, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 267. By C. C. Lillibridge of Saline.

A bill for an act to amend sections 19-1001 and 19-1003, Revised Statutes of Nebraska, 1943, and section 19-1005, Revised Statutes Supplement, 1951, relating to Housing Authorities in primary and first-class cities; to extend the provisions thereof to include second-class cities; to authorize second-class cities to acquire from the United States government as a housing project military installations that are subject to Public Law 475, enacted by the Eighty-first Congress of the United States; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 268. By Karl E. Vogel of Douglas, Charles Wilson of Madison and Hal Bridenbaugh of Dakota.

A bill for an act relating to highways; to create a Nebraska Highway Committee; to provide for appointment and qualifications of members of the committee; to establish districts from which such members shall be appointed; to provide powers and duties of the committee; to provide for meetings of the committee; to provide for a per diem and expenses of members of the committee; to provide for discharge of the committee; to provide for approval of plans of the committee by the Legislature and to give effect thereto; and to declare an emergency.

LEGISLATIVE BILL 269. By Otto Kotouc, Sr. of Richardson.

A bill for an act to authorize and direct the Governor of Nebraska for and in the name of the State of Nebraska, to join with other states in an Interstate Compact to Conserve Oil and Gas; to provide for authority of the Governor to execute agreements for extension thereof and to withdraw therefrom; and to provide for an official representative on the Interstate Oil Compact Commission.

LEGISLATIVE BILL 270. By Sam Klaver of Douglas.

A bill for an act to amend section 28-1003.01, Revised Statutes Supplement, 1951, relating to crimes and punishments; to eliminate star and comet type color aerial shells without explosive

charge for the purpose of making a noise from the type of fireworks authorized to be sold, given away, used, discharged, or caused to be discharged; to reduce to explosive material to be included in toy caps; to provide that before any wholesaler or retailer shall sell or offer to sell fireworks as authorized by the provisions of section 28-1003.01, Revised Statutes Supplement, 1951, he shall obtain a permit; to provide for the application, fee, and expiration of permit; to provide duties for the State Fire Marshal; and to repeal the original section.

LEGISLATIVE BILL 271. By Robert D. McNutt of Lancaster and John E. Beaver of Cuming.

A bill for an act to amend sections 77-2318 and 77-2329, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to prescribe the conditions that will enable county treasurers to deposit in banks in excess of the limitation prescribed by law; to eliminate liability of county treasurers on excess deposits when securities are pledged for deposits by a bank provided by this act; and to repeal the original sections.

LEGISLATIVE BILL 272. By Earl J. Lee of Dodge, Arthur Carmody of Hitchcock and Hal Bridenbaugh of Dakota.

A bill for an act to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation: to provide that all real estate and tangible personal property in this state shall be valued and assessed at fifty per cent of its actual value; to provide for increase of all mill levies based on actual valuation to correspond with the change in the basis of valuation and assessment made by this act; to repeal the original section and also sections 77-1101, 77-1102, 77-1103, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 273. By Monroe Bixler of Sioux and Arthur Carmody of Hitchcock.

A bill for an act for submission to the electors of an amendment to the Constitution of Nebraska, relating to education; to provide for the adoption of a new section to the Constitution of Nebraska to appear as Article VII, section 18; to provide for leasing of lands acquired by the state for educational purposes by sealed competitive bids; to provide for lessee of expired lease to obtain the new lease by meeting the highest competitive bid; to provide for submission of the proposed amendment to the

electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date of the amendment, if adopted.

LEGISLATIVE BILL 274. By Monroe Bixler of Sioux.

A bill for an act relating to school lands and funds: to provide for payment of the highest bid received for a new lease in twenty-four equal payments; to provide for the payment of such installments; and to provide for forfeiture of the lease when there is a default in payment of any installment.

LEGISLATIVE BILL 275. By Lester H. Anderson of Hamilton.

A bill for an act to amend section 53-183, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that patrons of hotels may sign checks or statements for liquor; and to repeal the original section.

LEGISLATIVE BILL 276. By Otto H. Liebers of Lancaster and Charles F. Tvrdik of Douglas.

A bill for an act relating to public safety; to create the Citizens Committee on Public Safety; to provide for the appointment of the members of the committee, their term of office, and salary; to prescribe the powers and duties of the committee; and to require the filing of reports with the Clerk of the Legislature.

LEGISLATIVE BILL 277. By J. L. Brown of Keith, Arthur Carmody of Hitchcock and William Moulton of Douglas.

A bill for an act relating to game and fish; to provide the number of lines and hooks that may be used while fishing in any lake, pond, reservoir and their inlets and outlets, and canals within the state; to define one hook; and to provide penalties.

LEGISLATIVE BILL 278. By K. W. Peterson of Custer.

A bill for an act to amend section 83-134, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to change the conditions under which buildings, improvements, and repairs of buildings of state institutions shall be constructed by contract instead of inmate labor; and to repeal the original section.

LEGISLATIVE BILL 279. By Glenn Cramer of Boone.

A bill for an act to amend section 79-402, Revised Statutes Supplement, 1951, relating to schools; to provide that the county committee for reorganization of school districts may create a new district from other districts or change the boundaries upon petition signed by fifty-five per cent of legal voters; to provide a method of reorganization by a group of districts; to provide duties for certain officers and committees as prescribed; to provide that a petitioner cannot withdraw his name from a petition after it has been filed with the proper officer or committee; and to repeal the original section.

LEGISLATIVE BILL 280. By Earl J. Lee of Dodge, Terry Carpenter of Scotts Bluff and Ernest A. Hubka of Gage.

A bill for an act to amend sections 45-123, 45-138, and 45-139, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to change the manner in which the Director of Banking shall regulate the place of conducting the business of making loans under sections 45-114 to 45-155, Reissue Revised Statutes of Nebraska, 1943; to provide certain exclusions in computing the aggregate indebtedness of a borrower; to change the types of insurance a licensee may require a borrower to subscribe for; to provide the terms and conditions under which such insurance may be required; to provide that no gain or advantage from the sale of such insurance shall be deemed an additional charge; to provide the terms of such insurance; and to repeal the original sections.

LEGISLATIVE BILL 281. By Joseph D. Martin of Hall and Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 16-669, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to reduce maximum rate of interest on special taxes for sewer mains or water mains; and to repeal the original section.

LEGISLATIVE BILL 282. By Joseph D. Martin of Hall, Terry Carpenter of Scotts Bluff and K. W. Peterson of Custer.

A bill for an act to amend section 17-923, Revised Statutes Supplement, 1951, relating to cities of the second class and villages; to reduce the rate of interest on delinquent installments of special

assessments for sewer system for building, reconstructing, purchasing, or otherwise acquiring a sewerage system or pumping station by cities of the second class or villages; and to repeal the original section.

LEGISLATIVE BILL 283. By Charles F. Tvrdik of Douglas, George Syas of Douglas and Karl E. Vogel of Douglas.

A bill for an act to amend sections 79-1007.01 and 79-1007.02, Revised Statutes Supplement, 1951, relating to schools; to increase the maximum aggregate school levy in Class V school districts exclusive of special levy to pay occurred liabilities of the retirement fund; to increase the maximum mill levy for general operations and sinking fund and site building purposes in such districts; to repeal the original sections; and to declare an emergency.

Unanimous Consent—Add Co-introducers

Mr. Tvrdik asked unanimous consent that the following names be added as co-introducers of L. B. 283: William Moulton, John Adams, Sam Klaver and John J. Larkin, Jr., all of Douglas County. Consent was granted and it was so ordered.

LEGISLATIVE BILL 284. By George Syas of Douglas, Terry Carpenter of Scotts Bluff and Karl E. Vogel of Douglas.

A bill for an act to amend sections 66-447, 66-461, and 66-462, Reissue Revised Statutes of Nebraska, 1943, and section 66-452, Revised Statutes Supplement, 1951, relating to motor vehicle fuels; to extend the provisions of the act providing for refund of tax on motor vehicle fuels to include industrial and non-highway purposes except for aircraft; and to repeal the original sections.

LEGISLATIVE BILL 285. By W. J. Williams of Buffalo.

A bill for an act relating to education; to create the State Department of Education, State Board of Education, and Commissioner of Education in accordance with Article VII, sections 14, 15, and 16, of the Constitution of Nebraska; to provide the terms of office, duties, powers, and election of members of the board, and the term of office, duties, and powers of the Commissioner of Education; to provide for salaries and expenses; to provide for quorum of board, meetings, and place of meetings;

to provide for transfer, reallocation, and assignment of existing duties of certain officers; and to provide duties for the Revisor of Statutes.

LEGISLATIVE BILL 286. By W. J. Williams of Buffalo.

A bill for an act to amend sections 32-1044, 79-1247.02, and 79-1407, Reissue Revised Statutes of Nebraska, 1943, relating to education; to allocate the functions and duties of the Superintendent of Public Instruction in accordance with Article VII, sections 14, 15, and 16, of the Constitution of Nebraska; to provide the provisions of this act shall not become operative until after the first Thursday after the first Tuesday in January, 1955, and until that date the sections amended or repealed by this act shall remain in full force and effect; and to repeal the original sections, and also sections 32-305, 79-301, 79-302, 79-308, 79-310, 79-1230, 79-1231, 79-1238, 79-309, and 79-1232, Reissue Revised Statutes of Nebraska, 1943, and section 79-303, Revised Statutes Supplement, 1951.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 130	Wednesday, February 18, 1953	2:00 p. m.
L. B. 131	Wednesday, February 18, 1953	2:00 p. m.
L. B. 132	Wednesday, February 18, 1953	2:00 p. m.
L. B. 133	Wednesday, February 18, 1953	2:00 p. m.
L. B. 134	Wednesday, February 18, 1953	2:00 p. m.
L. B. 135	Wednesday, February 18, 1953	2:00 p. m.
L. B. 140	Monday, February 23, 1953	2:00 p. m.
L. B. 141	Monday, February 23, 1953	2:00 p. m.
L. B. 142	Monday, February 23, 1953	2:00 p. m.
L. B. 143	Monday, February 23, 1953	2:00 p. m.
L. B. 144	Monday, February 23, 1953	2:00 p. m.
L. B. 145	Monday, February 23, 1953	2:00 p. m.

MESSAGE FROM THE GOVERNOR

January 27, 1953

To the President, the Speaker and Members of the Legislature:

For the information and subject to the consideration and approval of Your Honorable Body, I am pleased to advise that I have made the following appointments:

Mrs. Catherine N. Martin as a member of the Board of Control to fill the unexpired term of Mrs. Mary Prince, such term expiring July 1, 1953

Mrs. Catherine N. Martin as a member of the Board of Control for a full term commencing July 1, 1953.

Louis R. Eby, Director of Veterans' Affairs

Laverne Jacobsen as a member of the Game, Forestation and Parks Commission

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

Referred to the Committee on Committees.

Mr. Burney escorted Mr. McQuery of The Council of State Governments to the rostrum where he addressed the Legislature briefly.

SELECT FILE

LEGISLATIVE BILL 25. Advanced to E and R for engrossment.

LEGISLATIVE BILL 37. Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. Advanced to E and R for engrossment.

Mr. Kotouc Presiding

GENERAL FILE

LEGISLATIVE BILL 79. Read and considered.

Mr. Duis asked unanimous consent to amend his amendment to L. B. 79 listed in the Journal for the Fourteenth Day as follows: Strike the word "size" and insert the word "assets" in lieu thereof. Consent was granted and it was so ordered.

Mr. Duis' amendment as amended was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 80. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 40. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 65. Read and considered.

Advanced to E and R for review.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer the bills read today. (Signed) C. C. Lillibridge

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

Bills Referred to Standing Committee

L. B.	Committee
258.....	Revenue
259.....	Revenue
260.....	Government
261.....	Government
262.....	Public Works
263.....	Judiciary
264.....	Judiciary
265.....	Public Health and Miscellaneous Subjects
266.....	Public Health and Miscellaneous Subjects
267.....	Labor and Public Welfare
268.....	Public Works
269.....	Banking, Commerce and Insurance
270.....	Labor and Public Welfare
271.....	Banking, Commerce and Insurance
272.....	Revenue
273.....	Education
274.....	Education
275.....	Labor and Public Welfare
276.....	Public Works
277.....	Agriculture
278.....	Budget
279.....	Education
280.....	Banking, Commerce and Insurance
281.....	Revenue
282.....	Revenue
283.....	Education
284.....	Revenue
285.....	Education
286.....	Education

GENERAL FILE

LEGISLATIVE BILL 64. Read and considered.

Laid over.

LEGISLATIVE BILL 45. Read and considered.

Mr. Klaver offered the following amendment to L. B. 45:

I move that Line 3, Page 2 of L. B. 45 be amended by adding after the word "magistrate" "or municipal court judge"; also Line 5 after the word "magistrate" "or municipal court judge" and in all other places where the word "magistrate" is stated the words "or municipal court judge", and amend the title to conform to the amendment.

Mr. Klaver's amendment was adopted.

Advanced to E and R for review.

Unanimous Consent—Add Co-introducer

Mr. Bridenbaugh asked unanimous consent that Mr. Burney's name be added as a co-introducer of L. B. 260 and L. B. 261. Consent was granted and it was so ordered.

Visitors

Mr. Brown introduced Mr. and Mrs. Wm. J. Affleck from Ogallala, Nebraska.

Adjournment

At 11:58 a.m., on a motion by Mr. Burney, the Legislature adjourned until 10:00 a.m., Wednesday, January 28, 1953.

Hugo F. Srb

Clerk of the Legislature

SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, January 28, 1953

Pursuant to adjournment, the Legislature met at 10:04 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Dooley and Lusinski, who were excused.

The Journal for the Sixteenth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee will meet on Wednesday, February 4th at 1 o'clock in the West Senate Lounge to consider the Governor's appointment of the following officers:

Mrs. Catherine N. Martin as a member of the Board of Control to fill the unexpired term of Mrs. Mary Prince, such term expiring July 1, 1953.

Mrs. Catherine N. Martin as a member of the Board of Control for a full term commencing July 1, 1953.

Louis R. Eby, Director of Veterans' Affairs.

Laverne Jacobsen as a member of the Game, Forestation, and Parks Commission.

(Signed) C. C. Lillibridge, Chairman

Miscellaneous Appropriations and Claims

L. B. 1	Monday, February 2, 1953	2:00 p.m.
L. B. 10	Monday, February 2, 1953	2:00 p.m.
L. B. 129	Monday, February 2, 1953	2:00 p.m.
L. B. 180	Monday, February 2, 1953	2:00 p.m.

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet on January 28, 1953, at 2:00 p.m., for the purpose of considering claims. (Signed) Ralph W. Hill, Chairman

STANDING COMMITTEE REPORTS**Banking, Commerce and Insurance**

LEGISLATIVE BILL 27. Indefinitely postponed.

LEGISLATIVE BILL 82. Placed on General File as amended.

Standing Committee amendments to L. B. 82:

1. Line 29, strike the comma after the word "constitution" and substitute the word "or" therefor. Strike the comma after the word "by-laws", and the words "rules or regulations".

2. Lines 30, 31 and 32, strike the following words: "Every society may by its laws, constitution, by-laws, rules or regulations, limit the scope of beneficiaries within the above classes".

(Signed) Otto Kotouc, Sr., Chairman

Visitors

Mr. Cole introduced Miss Zeta Tate, Superintendent of Public Schools of Cherry County, and Mrs. Gilmore McLeod, both from Valentine, Nebraska.

Escort Governor Beardsley

The President appointed Mr. Lillibridge to escort Mr. William F. Beardsley, Governor of Iowa, to the rostrum where he addressed the Legislature briefly.

Unanimous Consent—Add Co-introducer

Mr. Bridenbaugh asked unanimous consent to add the name of Otto H. Liebers as a co-introducer of L. B. 260 and L. B. 261; and of L. R. 5 and L. R. 6. Consent was granted and it was so ordered.

RESOLUTIONS**LEGISLATIVE RESOLUTION 7. Re: Nebraska Territorial Centennial Commission.**

Introduced by Arthur Carmody of Hitchcock.

WHEREAS, the year 1954 will mark the one hundredth anniversary of the establishment of the Territory of Nebraska by the Congress of the United States, and

WHEREAS, the establishment of Nebraska Territory opened the area that now includes the State of Nebraska to settlement and in other ways had a profound influence upon the development of the United States, and

WHEREAS, it is fitting and proper that the people of Nebraska properly commemorate, during 1954, the centennial of the establishment of the Territory of Nebraska, and

WHEREAS, the proper commemoration of this centennial can mean much in the patriotic and cultural development of our people.

NOW, THEREFORE, BE IT RESOLVED BY THE 65TH SESSION OF THE NEBRASKA STATE LEGISLATURE:

1. That the Governor shall appoint a Nebraska territorial centennial commission which shall consist of not less than twelve nor more than twenty residents of the state of Nebraska who shall serve without pay and who shall have authority to adopt rules and regulations for procedure, develop plans and take such action as they may deem advisable to assist the people of Nebraska in the proper commemoration of their territorial centennial.

2. That the superintendent of the Nebraska State Historical Society shall serve as ex-officio permanent secretary of said commission.

Invitations

Mr. Tvrdik announced that the members of the Legislature and their wives were invited by the Omaha Chamber of Commerce to a dinner and evening entertainment in their honor on February 3, 1953, in Omaha.

They are also invited to a dinner and ice show in Omaha on April 9, 1953, by the Ak-sar-ben.

MOTION—Committee Appointed

Mr. President: I move that the President appoint a committee of five to request the State Engineer to meet with the Legislature in regular session to be informed in detail of the needs of the Highway Department, and further that said detail shall show the order in which road improvements are proposed to be made, the specific location of such improvements and the specific type of improvements being proposed. In this respect, the Highway Department shall furnish said information in the forms of road maps so that the Legislature and the people of the State of Nebraska may readily see the proposed road program of specific projects, both under existing revenues and under proposed increased revenues. (Signed) Terry Carpenter

The motion prevailed and the President appointed the following members to serve on the committee: Carpenter, Chairman; Vogel, Liebers, Coffey and Carson.

Mr. Lillibridge escorted Governor Beardsley from the Chamber.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 287. By Howard L. Britt of Lancaster, Otto H. Liebers of Lancaster and Robert D. McNutt of Lancaster.

A bill for an act to amend section 12-103, Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide that the trustees of Wyuka Cemetery may invest funds in the same type of investments as testamentary trustees; and to repeal the original section.

LEGISLATIVE BILL 288. By William A. McHenry of Nuckolls, by request.

A bill for an act for submission to the electors of an amendment to Article III, section 24, of the Constitution of Nebraska, relating to legislative power; to permit dog races by the pari-mutuel or certificate method, when conducted by licenses within race track enclosure at licensed dog race meetings; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 289. By Otto Kotouc, Sr. of Richardson, Hal Bridenbaugh of Dakota and Otto H. Liebers of Lancaster.

A bill for an act relating to agriculture; to authorize the Department of Agriculture and Inspection to cooperate with the federal government in assembling and disseminating information regarding prices and market conditions for poultry and eggs; and to appropriate funds for the same.

LEGISLATIVE BILL 290. By George Syas of Douglas and Terry Carpenter of Scotts Bluff.

A bill for an act to repeal section 83-142, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions.

LEGISLATIVE BILL 291. By Robert D. McNutt of Lancaster.

A bill for an act relating to state institutions subject to the jurisdiction of the Board of Control; to prescribe a statute of limitations for asserting of claim to money or property in the hands of the Board of Control upon the death or discharge of any inmate or patient of an institution subject to the jurisdiction of such board; to provide for disposition of such money or property upon failure to file a claim within the time so limited; and to permit the Board of Control to voluntarily remit or deliver money or property to inmates or patients, or to his heirs, legatees, or other persons lawfully entitled thereto.

LEGISLATIVE BILL 292. By Hugh Carson of Valley, Arthur Carmody of Hitchcock and Terry Carpenter of Scotts Bluff.

A bill for an act for submission to the electors of amendments to Article IV, sections 1 and 2, of the Constitution of Nebraska, relating to executive officers; to provide that the term of office of the Governor shall be four years and that he shall be ineligible to the office of Governor for four years next after the expiration of the term for which he was elected; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 293. By Glenn Cramer of Boone.

A bill for an act to amend section 23-1112, Revised Statutes Supplement, 1951, relating to county officers; to increase the amount of mileage to be allowed the county superintendent or his deputy for travel on business of the county; and to repeal the original section.

LEGISLATIVE BILL 294. By William Moulton of Douglas and Ralph W. Hill of Thayer.

A bill for an act to amend section 30-318, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to authorize a special administrator, under certain circumstances, to make arrangements for a suitable funeral for the deceased, and to bind the estate for certain expenses; and to repeal the original section.

LEGISLATIVE BILL 295. By William Moulton of Douglas and Ralph W. Hill of Thayer.

A bill for an act to amend section 30-615, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to increase the amount for funeral expenses that may be allowed as a preferred claim against a decedents' estate; and to repeal the original section.

LEGISLATIVE BILL 296. By Earl J. Lee of Dodge.

A bill for an act to amend section 68-611, Revised Statutes Supplement, 1951, relating to social security; to increase the amount of the penalty that may be recovered when payments are delinquent; and to repeal the original section.

LEGISLATIVE BILL 297. By Joseph D. Martin of Hall and Ralph W. Hill of Thayer.

A bill for an act to amend sections 19-2035.01 and 19-2043, Revised Statutes Supplement, 1951, relating to municipal employees retirement system; to provide conditions for withdrawal from the system and the disbursement of refunds; to provide for purchase of annuities; and to repeal the original sections.

LEGISLATIVE BILL 298. By Sam Klaver of Douglas.

A bill for an act to amend section 25-202, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide that the defense of adverse possession of real estate shall not be available unless the person asserting such defense shall show that he or his predecessors paid the taxes levied and assessed against such real estate during the period he claims to have adversely held or used such real estate; and to repeal the original section.

LEGISLATIVE BILL 299. By Sam Klaver of Douglas and John Adams, Sr. of Douglas.

A bill for an act relating to guardian and ward; to prescribe when the principal of the estate of a minor may be used for the care, maintenance, and education of the minor; and to provide when the provisions of this act shall not apply.

LEGISLATIVE BILL 300. By John Aufenkamp of Nemaha.

A bill for an act to amend sections 77-1501, 77-1601, 77-1603, 77-1604, 77-1605, 77-1606, and 77-1613, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to create a conference; to provide for the members, duties, and powers of the conference; to provide who shall constitute the county board of equalization; to provide for the term of office of the members of the county board of equalization; to provide for the election of a member of the board as chairman; to provide for the removal of members of such board and the filling of vacancies; to provide for compensation and expenses of such members; to provide for a quorum of the board; to provide that the county board shall levy the taxes for county purposes; to provide additional duties for the county assessor; and to repeal the original sections.

LEGISLATIVE BILL 301. By John Aufenkamp of Nemaha.

A bill for an act to amend section 77-1502, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the time for the county board of equalization to hold a session; to provide for records of the proceedings and actions of the board, and where available for inspection; to provide for the preparation of a preliminary abstract of the assessment rolls of the county in duplicate, when to be completed, and where to be sent; and to repeal the original section.

LEGISLATIVE BILL 302. By John Aufenkamp of Nemaha.

A bill for an act to amend sections 77-1301, 77-1307, and 77-1315, Reissue Revised Statutes of Nebraska, 1943, and section 77-1303, Revised Statutes Supplement, 1951, relating to revenue and taxation; to provide that real property shall be assessed annually; and to repeal the original sections.

LEGISLATIVE BILL 303. By Herbert J. Duis of Dawson.

A bill for an act relating to the Nebraska State Railway Commission; to provide that the Nebraska State Railway Commission shall have jurisdiction over public power and irrigation districts organized under Chapter 70, article 6, for the purpose of regulating rates, tolls, rents, charges, and services and facilities sold, and the issuance and sale of bonds, notes or other evidence of indebtedness; to redefine the term "common carriers"; to amend sections 70-655 and 75-301, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections, and also section 75-656, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 304. By Howard L. Britt of Lancaster.

A bill for an act relating to railroads; to provide for the Nebraska State Railway Commission to adopt rules and regulations and for enforcement of same for the safety, sanitation, shelter, and health of railroad maintenance-of-way employees; to provide for drinking water for such employees; and to provide for settlement of disputes.

STANDING COMMITTEE REPORTS**Public Health and Miscellaneous Subjects**

LEGISLATIVE BILL 34. Placed on General File as amended.

Standing Committee amendments to L. B. 34:

1. Amend page 2 of the bill, section 1, line 8, by reinstating the stricken word "three" and by adding thereafter the word "or".

2. Amend page 2 of the bill, section 1, line 11, by striking the word "*The*" and inserting in lieu thereof "*When the board is changed to a five member board, the*", and in line 13, by striking "*. The*" and inserting "*, and the*".

3. Amend page 2 of the bill, section 1, line 9, by inserting before the word "When" the following:

"When a member is absent from three consecutive board meetings, either regular or special, without being excused by the remaining members of the board, his office shall become vacant, and a new member shall be appointed by the county board to fill the vacancy."

4. Amend the title of bill, line 5, by inserting after the word and punctuation "office;" the following:

"to provide when a vacancy shall exist and for filling the same;"

(Signed) O. H. Person, Chairman

Mr. Lee Presiding

GENERAL FILE

LEGISLATIVE BILL 64. Advanced to E and R for review.

LEGISLATIVE BILL 91. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 92. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 8. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixteenth Day was adopted.

Mr. Bridenbaugh offered the following amendment:

I move that the title of L. B. 8 be amended to conform to the Standing Committee amendment.

The amendment was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 5. Read and considered.

The Standing Committee amendments found in the Legislative Journal for the Sixteenth Day were adopted.

Advanced to E and R for review.

MOTION—Committee to Study Office Space

Mr. President: I move that a committee of three be appointed to confer with the Governor to study the problem of providing adequate office space for Members of the Legislature and secretarial help during the Legislative session. (Signed) Sam Klaver

The motion prevailed.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer the bills read today. (Signed) Charles F. Tvrdik

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

Bills Referred to Standing Committee

L. B.	Committee
287.....	Banking, Commerce and Insurance
288.....	Labor and Public Welfare
289.....	Agriculture
290.....	Budget
291.....	Judiciary
292.....	Government
293.....	Government
294.....	Labor and Public Welfare

295.....	Labor and Public Welfare
296.....	Labor and Public Welfare
297.....	Government
298.....	Judiciary
299.....	Judiciary
300.....	Revenue
301.....	Revenue
302.....	Revenue
303.....	Public Works
304.....	Labor and Public Welfare

Visitors

Mr. Bridenbaugh introduced Mr. Howard J. Gillaspie, Dixon County Extension Agent, Miss Patty Wheeler and Mrs. Basil Wheeler of Allen, Nebraska, who were in Lincoln in connection with the 4-H Club Cherry Pie Baking Contest in the Home Economics Department of the University of Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 33. Placed on Select File as amended.

E and R amendment to L. B. 38:

1. In the bill title, line 5, after the word "receipts" and before the semicolon insert the words "and certificates; to require such seal impressions to be attached to tax sale certificates made by him"; and in the last line strike the word "sections" and in lieu thereof insert "section".

LEGISLATIVE BILL 20. Placed on Select File.

LEGISLATIVE BILL 41. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

Unanimous Consent—Add Co-introducer

Mr. Klaver asked unanimous consent to add Mr. Hill's name as a co-introducer of L. B. 298. Consent was granted and it was so ordered.

Adjournment

At 11:46 a.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Thursday, January 29, 1953.

Hugo F. Srb

Clerk of the Legislature

EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, January 29, 1953

Pursuant to adjournment, the Legislature met at 10:02 a. m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lusinski and McHenry, who were excused.

The Journal for the Seventeenth Day was approved as corrected.

Communications

A telegram was read from Edward F. Arn, Governor of Kansas, in regard to the bill introduced in this session, authorizing the State of Nebraska to become a member of the Interstate Oil Compact Commission, of which he is the chairman.

Referred to the Committee on Government.

Letter from Mr. and Mrs. Gilbert Ferdinand of Holdrege, Nebraska, concerning the re-districting of schools.

Referred to the Committee on Education.

Letter from Joseph B. Bovey, Committee Chairman of the Salt Creek Wranglers of Lincoln, relating to saddle horse interests and activities in Nebraska.

Referred to the Committee on Agriculture.

Visitors

Mr. Aufenkamp introduced Mr. Duane Neilsen, Advisor, and five officers of Auburn Future Farmers of America.

Mr. Nelson introduced Mr. L. G. Gillespie of O'Neill, Nebraska, a former representative from Holt County in 1935, and Mr. Romaine Saunders, news correspondent of Lincoln, Nebraska.

REPORT—Board of Control

January 28, 1953

Mr. Hugo Srb
Clerk of the Legislature
State Capitol
Lincoln, Nebraska

Dear Mr. Srb:

Submitted herewith is the Board of Control's report of estimated expenditures made or to be made from the funds available to our Board from the special building levy for the 1951-1953 biennium. Also enclosed is our plans for proposed expenditures during the 1953-1955 biennium for construction, remodeling, equipment, etc., from the proceeds of the building fund levy.

Respectfully submitted,

BOARD OF CONTROL

(Signed) W. H. Diers
Chairman

WHD:jk

MOTION—Report

Mr. President: I move that we dispense with the reading of the report of the Board of Control and that the report be made a part of this day's journal. (Signed) Robert D. McNutt

The motion prevailed and it was so ordered.

PROGRESS REPORT

1951-53 BIENNIUM

CONSTRUCTION UNDER SPECIAL BUILDING LEVY STATE INSTITUTIONAL AND MILITARY DEPARTMENT BUILDING FUND

Projects under construction during the 1951-53 biennium by means of the State Institutional and Military Department Building Fund:

PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
BEATRICE STATE HOME			
A- 4 Water Works Improvements— construction of new water mains, 290,000 gallon water storage res- ervoir, and installation of pumps to increase water supply for do- mestic use and fire protection	11-30-50	10-27-51	40,509.36
A- 5 Girls' Dormitory for 140 girls— provides 4 wards, isolation rooms, and dining room—constructed from same plan used for Boys' Dormitory in 1947-49 biennium ..	3-24-50	3-21-52	278,434.78
A- 6 Addition to Employees Quarters —provides 20 apartments for 40 employees—built as addition to building constructed during 1947- 49 biennium	5-19-50	8- 1-51	91,204.63
A-27 Addition to and remodeling of Hospital Building—provides 65 additional beds, new surgery, dental suite, treatment rooms and diet kitchen. Includes in- stallation of elevator. Estimated cost includes furniture and equip- ment	10-15-51	5- 1-53	256,800
A-28 Demolition of Old Main Build- ing—this condemned building, used as employees' quarters, re- placed by new employees' apart- ments. Old structure razed by Penitentiary labor		3- 1-53	4,840

PROJECT	Date of Contract	Date of Completion	Estimated Cost
A-29 Cattle Shelter Barn—to house young cows and dry cows and permit increase in herd to supply all milk required by the institution—constructed by institution forces		1- 1-53	3,500
A-33 Cornice and Gutter Repairs, Hospital Building	11- 7-52	5- 1-53	2,000

LINCOLN STATE HOSPITAL

G- 6 Addition to and Remodeling of Kitchen—dry and cold storage for all foods, complete bakery, meat shop, kitchen and diet kitchen for entire institution—cost includes all equipment	1- 3-51	10-12-52	450,000
G-14 Garages for institution vehicles—to be constructed of salvaged materials by institution forces		6-30-53	3,500
G-16 Service Area Improvements— including clearing site of old boiler plant and laundry buildings, relocation of electric, water and sewer services, grading, curb and gutter, and gravel surfacing. Work being done by institution forces		6-30-53	15,000
G-17 Remodeling of "R" Building, ground floor of East Wing to provide ward for approximately 40 patients—work includes installation of plumbing fixtures by institution forces		6-30-53	1,400
G-18 Repair 2 wards on 2nd and 3rd stories of "F" Building by institution forces		6-30-53	3,000

PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
HASTINGS STATE HOSPITAL			
D- 4 Administration Building — new construction to house entire administrative section of the institution—permitted vacation of old Administration building center	12-17-49	11-16-51	145,261.51
D-40 Floor Repair, Employees' Kitchen—replacement of worn out floor and under floor plumbing by institution forces		11- 7-51	2,394.78
D-41 Bull Barn to replace worn out frame building—constructed by institution forces using salvaged materials		2- 1-53	4,000
D-42 Demolition of South Wing of Center Building—demolition of condemned building by institution forces			3,153.70
NORFOLK STATE HOSPITAL			
N- 4 Administration and Receiving Building—contains Administration section, space for Occupational and Recreation Therapy, Medical and Surgical Hospital, Receiving Wards, and including wards for approximately 450 patients and dining hall	8-28-50	5- 1-53	1,414,000
N- 7 Creamery, milking barn, shelter barns, bull barn for dairy herd of approximately 250 cows. Cost includes all equipment, yard fencing, service connections and grading	11-24-50	5- 1-53	131,500

PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
N- 8 Turbine Generator — 500 KW steam turbine generator to re- place outgrown and obsolete steam engine generator. Set by institution forces	12-11-50	11- 1-52	40,000
N- 9 1000 HP Boiler—equipped for gas and coal fuels—replaced obsolete and outgrown boiler	12- 7-50	1-18-52	65,238.51
N-22 Water Distribution System Im- provements—construction of new mains to service new Adminis- tration and Receiving Building and increase capacity and pres- sure of entire system for domes- tic and fire use—work by insti- tution forces		6-30-53	11,800
N-23 Repairs to Power Plant Building —Roof replacement, rebuilding of Parapet Walls and repointing of masonry		6-30-53	6,300
N-24 (Reroof Auditorium—New Roof)			
N-25 (Reroof Ward Building 6-8 New Roof)	4- 8-52	10- 1-52)	2,130.00
N-27 Staff Residences—cost shown is for architectural services—pro- ject postponed		6-10-52	466.00

HOSPITAL FOR TUBERCULOUS

F-12 Porch Enclosure—remodeling to enclose open porches and in- crease plumbing facilities to care for approximately 30 additional patients — work by institution forces		3- 1-53	20,000
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PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
PENITENTIARY			
J- 7 Minimum Security Building— Dormitories for 200 trustees with day room recreation room, kitch- en and dining hall. To be located outside the walled yard but within the fenced enclosure —this building will permit com- plete isolation of minimum se- curity inmates from the inside prison. This construction will eliminate seriously overcrowded dormitories now in use and al- low classification of prisoners ac- cording to degree of security re- quired. Present jail or Maxi- mum Security Building will be replaced with modern cells. Cost includes furniture and equip- ment. Plans and specifications completed—construction proposed to begin spring 1953	5- 1-53	11- 1-54	492,500
J-17 Cannery Remodeling—remodel- ing of cannery and setting of new equipment—work done by institution forces		8- -52	5,705.59
J-21 Chimney Repair — Repairs to Power Plant stack	8- 9-52	10- 4-52	1,772.76
J-22 Switchboard Repair—remodeling of power plant switchboard to permit exchange of power with University of Nebraska plant		10-12-52	1,380.00
J-23 Boiler and Stack for Creamery —new boiler and stack to re- place wornout equipment in creamery plant	12-13-52	2- 1-53	4,500

PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
BOYS' TRAINING SCHOOL			
E- 8 Repairs in "B" Building—tempo- rary repairs to ground floor— work by institution forces		2- 1-53	158.01
E- 9 Apartment Remodeling in Hos- pital Building—minor remodeling to increase size of apartment— work done by institution forces ..		7-19-51	545.65
E-12 Repairs in "B" Building Day room—temporary floor repair in boys' day room—work by insti- tution forces		3- 1-53	330
E-13 Shop Room Remodeling—minor remodeling to permit move of shops from 3rd to 2nd story of Industry Building—for better fire exit—work done by institution forces		2- 1-53	650
HOME FOR CHILDREN			
S- 8 Reroof Barn and Farm House— work done by institution forces ..		7- 51	270.40
S-10 Remodeling of Farm House attic to provide one apartment—work done by institution forces		12- 7-51	6,773.94
S-11 Remodeling of Dairy Barn to make milk room—cost includes equipment		12- 7-51	3,301.47
S-12 School and Administration Build- ing—new construction to provide classrooms for pre school and grade school students, shops, home making, gymnasium and Auditorium, and offices for the			

PROJECT	Date of Contract	Date of Comple- tion	Esti- mated Cost
Administrative section of the in- stitution—cost includes furniture and equipment	5- 2-52	9- 1-53	302,000

REFORMATORY FOR MEN

T- 2 Kitchen Addition — addition to Administration Building to pro- vide adequate kitchen and cold storage facilities—work done by institution forces		12-31-52	4,499.73
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**PENITENTIARY, BEATRICE STATE HOME, AND
LINCOLN STATE HOSPITAL**

Revamping and construction of boiler plant equipment to per- mit use of lower cost oil for standby fuel—work includes con- struction of oil reservoir, oil heating and handling equipment and combustion controls		8- 1-53	35,000
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NEBRASKA PSYCHIATRIC UNIT, OMAHA

Psychiatric Hospital Unit to pro- vide geriatrics unit, in-patient and out-patient service for both children and adults, and to pro- vide teaching facilities for psy- chiatrists, psychologists, psychi- atric aides, occupational and recreational therapists. Project to be carried as joint venture with University of Nebraska— costs represent Board of Control share of construction costs and furniture and equipment	3- 1-53	9- 1-54	500,000
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TOTAL**4,355,820.82**

Jan. 27, 1953

**PROPOSED CONSTRUCTION
1953-1955 BIENNIUM**

Projects proposed for construction under the State Institutional and Military Department Building Fund:

PROJECT	Tentative Allotment
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BEATRICE STATE HOME

Dairy Lot Paving and Bull Barn	6,000
Dormitory for 140 Beds Including Furniture and Equipment	385,000
	391,000

LINCOLN STATE HOSPITAL

Remodeling of Toilets and Baths in RH, "C", "H" and "L" Buildings	50,000
T. B. Ward and Disciplinary Ward for approximately 175 patients, includ- ing Furniture and Equipment	720,000
	770,000

HASTINGS STATE HOSPITAL

Addition and Remodeling PH Building (Adds 136 Beds), including Furniture and Equipment	340,000
Medical & Surgical Building for 180 Patients, Includes Furniture and Equipment	885,000
Chapel Building (For Heating, Plumbing and Electrical Contracts)	25,000
Boiler	75,000
Superintendent's Residence	33,000
	1,358,000

NEBRASKA PSYCHIATRIC UNIT

New Unit at Medical College	500,000
Total cost \$1,500,000	
(University of Nebraska	500,000
(Federal Funds	500,000
	500,000

PROJECT	Tentative Allotment
NORFOLK STATE HOSPITAL	
Remodel Wards 5-7-9 (No Equipment included).....	90,000
	<hr/> 90,000
HOME FOR CHILDREN	
Remodel Sun Porch and Nursery (No Equipment included)	25,000
	<hr/> 25,000
SCHOOL FOR THE DEAF	
School Addition, including Furniture and Equipment	168,000
Dining Hall and Administration Building including Furniture and Equipment	212,000
	<hr/> 380,000
GIRLS' TRAINING SCHOOL	
Heating Plant, including Building and Equipment	60,000
	<hr/> 60,000
BOYS' TRAINING SCHOOL	
School, including Furniture and Equipment	290,000
Cottages for 80, including furniture and Equipment	215,000
	<hr/> 505,000
STATE PENITENTIARY	
Maximum Security Cells	40,000
Dormitory for 200 Trustees, including Furniture and Equipment	492,500
Rebuild Power Line to Capitol Building	40,000
Construct Farm Buildings	17,000
Industrial Shops	90,000
	<hr/> 679,500

PROJECT	Tentative Allotment
STATE REFORMATORY	
School and Gymnasium, including Furniture and Equipment	115,000
	<hr/> 115,000
MISCELLANEOUS PROJECTS	
Chlorinators for all Institutions Water Systems	26,500
	<hr/> 26,500
TOTAL	<hr/> 4,900,000

Committee Appointed

The President appointed Messrs. Klaver, Lee and Hill as a committee of three to confer with the Governor on the problem of adequate office space and secretarial help for the members of the Legislature.

Member Excused

Mr. Nelson was excused for January 30, 1953.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 183 Friday, February 6, 1953 2:00 p. m.

Banking, Commerce and Insurance

L. B. 215 Tuesday, February 10, 1953 2:00 p. m.
 L. B. 240 Tuesday, February 10, 1953 2:00 p. m.
 L. B. 234 Thursday, February 12, 1953 2:00 p. m.
 L. B. 238 Thursday, February 12, 1953 2:00 p. m.
 L. B. 181 Thursday, February 12, 1953 2:00 p. m.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL 154. Placed on General File.

LEGISLATIVE BILL 55. Placed on General File as amended.

Standing Committee amendments to L. B. 55:

1. Amend Sec. 6 page 6, line 4, by inserting at the end of said line, after the word and punctuation "court," the following: *"in counties having a population of classes (5), (6), (7), and (8)."*

2. Amend the title, line 4, by inserting the word "court" after the word "county" and before the word "officers".

LEGISLATIVE BILL 147. Placed on General File.

(Signed) Charles Wilson, Chairman

Enrollment and Review

LEGISLATIVE BILL 80. Placed on Select File as amended.

E and R amendments to L. B. 80:

1. In the bill, section 1, page 2, line 3, insert "(1)" before the word "The"; insert a comma in line 3 after "deputy", line 5 after "business"; in line 21 after "duties"; in line 11, strike *"such report of examination that may be"* and in lieu thereof insert *"a report of an examination"*; in line 13 strike the comma after "Bank"; in line 16 strike *"In case of any examination the"* and in lieu thereof insert *"(2) The"*; in line 19 insert *"any such"* before the word *"examination"*; in line 23 strike the comma after "examinations" and show the same as stricken matter.

LEGISLATIVE BILL 25. Correctly engrossed.

LEGISLATIVE BILL 15. Correctly engrossed.

LEGISLATIVE BILL 37. Correctly engrossed.

LEGISLATIVE BILL 2. Placed on Select File as amended.

E and R amendments to L. B. 2:

1. In the bill, section 1, page 2, line 10, strike *"as are"* and in lieu thereof insert *"the same as"*; and in line 14 strike the word *"for"* and show the same as stricken matter.

2. In the bill, section 2, page 2, line 4, strike *"in"* and in lieu thereof insert *"in by"*.

3. In the bill, section 3, line 16, after the word "on" insert "*the*"; and in line 17 strike the word "townships" and in lieu thereof insert "*townships township*".

4. In the bill, section 4, page 3, line 1, strike the word "Re-issue"; in line 4 strike the word "*their*" and in lieu thereof insert "*its*"; in line 6 insert "*members of the*" at the end of line.

5. In the bill, section 5, page 4, line 7, strike ", and at its" and in lieu thereof insert "*, and at its. At the*"; and in line 10 strike "*, and who*" and in lieu thereof insert "*, and who. He*".

6. In the bill, section 6, page 4, line 20, strike "of" after the word "damages" and in lieu thereof insert "*of for the*"; in line 23 insert a comma after "establishing".

7. In the bill, section 9, page 6, line 4, insert a comma before the word "or"; in line 11, insert a comma after the word "constructing"; in line 12 and 13 strike "a majority of all the members elect voting for the same" and in lieu thereof insert "*by a majority vote of all the elected members thereof elect voting for the same*"; in line 18, strike comma after "aid" and show the same as stricken matter.

8. In the bill, section 10, page 7, line 3, strike the extra word "*to*" at beginning of line 3, which is not in printed bill.

9. In the bill, section 11, page 7, line 1, strike "sections 23-260," and in lieu thereof insert "section 23-260, Revised Statutes of Nebraska, 1943, sections".

10. In the bill title, line 2, strike "sections 23-260," and in lieu thereof insert "section 23-260, Revised Statutes of Nebraska, 1943, sections"; in line 7, after the word "report" insert "of the town clerk"; in line 16, after the word "collected" insert "from the prescribed tax levy".

11. In the bill, section 10, page 6, line 1, strike "2 and 3" and in lieu thereof insert "*4 and 5*".

(Signed) Joseph D. Martin, Chairman

Education

LEGISLATIVE BILL 35. Placed on General File.

LEGISLATIVE BILL 36. Placed on General File as amended.

Standing Committee amendments to L. B. 36:

1. Amend page 2 of the bill, by adding two new sections immediately following section 2, and to be numbered sections 3 and 4, and to read as follows:

Sec. 3. The qualified voters of a school district of the third or sixth class shall have power at any annual or special meeting (1) to direct the purchasing or leasing of any appropriate site and the building, hiring, or purchasing of a teacherage for the purpose of providing housing facilities for the school employees of the district, (2) to determine the amount necessary to be expended for such purposes the succeeding year, and (3) to vote on a tax on the property of the district for the payment of the same.

Sec. 4. A tax to establish a special fund for the building, hiring, or purchasing a teacherage for the purpose of providing housing facilities for the school employees of the district in any Class III or VI district may be levied when authorized by fifty-five per cent of the qualified electors voting on the proposition. The notice of the proposal to establish such special fund shall include the sum to be raised or the amount of the tax to be levied, the period of years, and the time of its taking effect. If fifty-five per cent of the qualified electors voting at any such election vote in favor thereof, the result of such election shall be certified to the county board, which, upon being satisfied that all the requirements have been substantially complied with, shall cause the proceedings to be entered upon the record of the county board and shall make an order that the levy be made in accordance therewith, and collected as other taxes.

2. Amend page 2 of the bill, by renumbering section 3 as section 5.

3. Amend the title of the bill, line 5, by striking the words and figure "and II" and inserting in lieu thereof " , II, III, and VI".

(Signed) Richard D. Marvel, Chairman

MOTION—Show Film

Mr. President: I move that next Tuesday, February 3, 1953, at 11:30 a.m., we have the showing of the film, "The Valley of Still Waters" in the Senate Chamber. (Signed) O. H. Person

The motion prevailed.

Mr. Bridenbaugh announced that a copy of the national magazine of the Future Farmers of America will be given to each member of the Legislature.

MOTION—Floor Space

Mr. President: I move that the Sergeant-at-arms be instructed to limit the use of all space in the legislative chamber in front of Row 8 to members of the Legislature, employees of the Legislature, and members of the press and radio from 1:00 to 5:00 p.m. of each legislative day. (Signed) Earl J. Lee

The motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 305. By William Moulton of Douglas, Tom Coffey of Harlan and K. W. Peterson of Custer.

A bill for an act to amend sections 39-723 and 39-7,108, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to increase the maximum speed limit on highways outside of cities and villages; and to repeal the original sections.

LEGISLATIVE BILL 306. By Lester H. Anderson of Hamilton.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Department of Health with respect to administration of licensing and inspection of hotels, apartment houses, boarding houses, rooming houses, tourist camps, and motels, as provided in Chapter 41, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 307. By Lester H. Anderson of Hamilton.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Department of Health with respect to administration of the sanitary inspection of the preparation for sale, manufacture, packing, storing, sale, and distribution of food, as provided in sections 81-2,111 to 81-2,121, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 308. By Frank Nelson of Holt.

A bill for an act to amend section 79-407, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the procedure for transferring territory of a school district, which is cut off from the school maintained by such district by natural barriers, to another school district; to permit such decision to be made by the Superintendent of Public Instruction; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 309. By Tom Dooley of Sarpy and Arthur Carmody of Hitchcock.

A bill for an act to amend section 25-2180, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the district court; to provide that the court shall appoint the referee or referees in a partition action as requested by the plaintiff in the action, when the plaintiff has a preference, and if suitable and competent to discharge the trust; and to repeal the original section.

LEGISLATIVE BILL 310. By W. J. Williams of Buffalo and Earl J. Lee of Dodge.

A bill for an act to amend section 48-654, Reissue Revised Statutes of Nebraska, 1943, relating to unemployment compensation; to provide for transfer of experience account to a transferee-employer as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 311. By Richard D. Marvel of Adams.

A bill for an act relating to irrigation; to declare the public policy of the State of Nebraska with reference to the use of water within the respective drainage basins and watersheds; to reserve the water in a drainage basin for all appropriate uses within the basin and for additional and supplemental appropriations therein; to permit appropriation of surplus water for irrigation of land without the drainage basin subject to all present and future uses within the basin; to prescribe procedure for such appropriations of surplus water; and to define and limit the rights of such appropriators.

LEGISLATIVE BILL 312. By C. C. Lillibridge of Saline.

A bill for an act to amend sections 28-451, 28-455, 28-456, 28-457, 28-459, 28-460, 28-461, and 28-467, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to define chiropodists; to include chiropodists among those to whom narcotic drugs may be sold; to include chiropodists among those who may prescribe, administer, and dispense narcotic drugs; to require chiropodists to keep records of such drugs received by them; to prohibit any person to falsely represent himself as a chiropodist for the purpose of obtaining narcotic drugs; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 313. By C. C. Lillibridge of Saline.

A bill for an act to amend section 79-701, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for discontinuing of Class II district when the high school enrollment is less than the prescribed number; and to repeal the original section.

LEGISLATIVE BILL 314. By C. C. Lillibridge of Saline.

A bill for an act relating to motor vehicles; to provide that owners of cars more than thirty years old may be issued antique car license plates in lieu of the usual registration plates; to provide for making application for such plates, and the fee therefor; to provide the design of such plates; and to provide the duties of certain public officials.

LEGISLATIVE BILL 315. By A. A. Fenske of Cheyenne and J. L. Brown of Keith.

A bill for an act relating to school lands and funds; to provide for annexation of lands abutting on and adjacent to any city of the first or second class; to provide the procedure for such annexation; to provide the effect of such annexation; and to declare an emergency.

LEGISLATIVE BILL 316. By Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act to amend section 8-318, Revised Statutes of Nebraska, 1943, relating to building and loan associations; to permit conservators to invest funds in building and loan stock; to permit various fiduciaries to deal in such stocks without an order of approval of any court; to remove the requirement that such fiduciaries obtain a court order approving new investments in or withdrawals from such shares; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 317. By Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act to amend section 8-306, Revised Statutes of Nebraska, 1943, relating to building and loan associations; to redefine what constitutes the capital stock of a building and loan association; to provide that it shall not be necessary for an association to state in its articles of incorporation any amount of authorized capital stock; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 318. By Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act relating to building and loan associations; to permit a building and loan association to provide pensions, retirement plans, and other benefits for its officers and employees; to permit such association to contribute to the cost thereof; to provide that such plan must be approved by a two-thirds vote of the board of directors, and by the Department of Banking.

LEGISLATIVE BILL 319. By Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act to amend section 8-304, Revised Statutes Supplement, 1951, relating to building and loan associations; to change to voting rights of investment stockholders and borrowing members of building and loan associations; to provide what con-

stitutes a quorum at a meeting of such an association; to provide when voting may be by proxy; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 320. By Earl J. Lee of Dodge and Ernest A. Hubka of Gage.

A bill for an act to amend section 8-303, Revised Statutes Supplement, 1951, relating to building and loan associations; to change the amount of stock any person may hold in building and loan associations; to provide that shares which were within such limits when issued may continue to be lawfully held irrespective of shrinkage in the assets of the association; to change the amount of stock borrowing members may hold in associations having various amounts of assets; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 321. By George Syas of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to repeal sections 79-1436 to 79-1441, and 79-1443 to 79-1445, Reissue Revised Statutes of Nebraska, 1943, and section 79-1442, Revised Statutes Supplement, 1951, relating to schools; to abolish the Nebraska State Trade School.

LEGISLATIVE BILL 322. By Glenn Cramer of Boone.

A bill for an act to amend sections 79-1501, 79-1527, 79-1532, 79-1539, 79-1540, 79-1541, 79-1545, 79-1546, 79-1547, 79-1548, 79-1549, and 79-1550, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1512, 79-1521, 79-1528, 79-1531, and 79-1536, Revised Statutes Supplement, 1951, relating to schools; to redefine terms; to combine the School Employees' Savings Fund, Service Annuity Fund, and the Annuity Reserve Fund into one fund to be known as the School Employees Retirement Fund; to provide for transfer of funds from such funds to the School Employees Retirement Fund; and to repeal the original sections.

LEGISLATIVE BILL 323. By D. J. Cole of Cherry, J. L. Brown of Keith and A. A. Fenske of Cheyenne.

A bill for an act to amend section 32-310, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that when a majority of the votes cast on the question of election of a county assessor, the office shall continue or a county assessor

shall be elected at the next general election; to provide for the salary of the county clerk when performing the duties of the county assessor; and to repeal the original section.

LEGISLATIVE BILL 324. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 23-816, Revised Statutes of Nebraska, 1943, relating to counties; to increase the annual license fee of road houses; and to repeal the original section.

LEGISLATIVE BILL 325. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 77-1501, Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to eliminate the county assessor and county clerk as members of the county board of equalization; to provide the duties of the county assessor and county clerk, or their deputies in connection with the county board of equalization; to provide for recording of the proceedings of the board; and to repeal the original section.

Unanimous Consent—Add Co-introducer

Mr. Dooley asked unanimous consent that his name be added as a co-introducer of L. B. 321. Consent was granted and it was so ordered.

SELECT FILE

LEGISLATIVE BILL 38. E and R amendment, found in the Legislative Journal for the Seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. Mr. Adams moved to advance L. B. 20 to E and R for engrossment.

Mr. Person moved to refer L. B. 20 back to General File for a specific amendment "To strike the enacting clause".

Mr. Person moved the previous question, which prevailed with 26 ayes, 0 nays and 17 not voting.

Mr. Person requested a Call of the House.

A Call of the House was ordered and the roll showed 35 members present.

Mr. Larkin moved that the Call be raised and the motion prevailed.

Voting in the affirmative on the original motion, 15:

Anderson	Cole	Lillibridge	Peterson
Beaver	Cramer	McNutt	Williams
Bixler	Fenske	Nelson	Wilson
Bridenbaugh	Lee	Person	

Voting in the negative, 15:

Adams	Dooley	Kotouc	Pizer
Britt	Duis	Larkin	Syas
Brown	Hubka	Martin	Tvrdik
Carmody	Klaver	Marvel	

Not voting, 13:

Aufenkamp	Coffey	Lusienski	Vogel
Burney	Diers	McHenry	
Carpenter	Hill	Moulton	
Carson	Liebers	Shultz	

The motion to return L. B. 20 to General File for a specific amendment to strike the enacting clause lost.

Mr. Carmody moved to return L. B. 20 to General File for the following specific amendment:

Amend Sec. 1, L. B. 20 by striking all of the section and inserting the following: "All monuments and memorials now fixed to the building or the grounds of the State Capitol shall be regarded as permanent fixtures, and shall not be removed without consent of the Legislature."

Mr. Carmody's motion to return L. B. 20 to General File for a specific amendment prevailed with 37 ayes, 0 nays and 6 not voting.

LEGISLATIVE BILL 41. Advanced to E and R for engrossment.

Mr. Bridenbaugh Presiding**GENERAL FILE**

LEGISLATIVE BILL 20. Mr. Carmody's specific amendment found in this day's Journal was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 82. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for Review.

LEGISLATIVE BILL 61. Read and considered.

Mr. Hubka offered the following amendment to L. B. 61:

Strike the words "primary or" from line 10 section 1, and amend the title to conform to the amendment.

The amendment was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 34. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for review.

SUSPEND RULES—Refer Bills

Mr. President: I move that we suspend the rules and refer the bills read today. (Signed) Charles F. Tvrdik

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

Bills Referred to Standing Committee

L. B.	Committee
305.....	Public Works
306.....	Government

307.....	Government
308.....	Education
309.....	Judiciary
310.....	Labor and Public Welfare
311.....	Public Works
312.....	Public Health and Miscellaneous Subjects
313.....	Education
314.....	Public Works
315.....	Education
316.....	Banking, Commerce and Insurance
317.....	Banking, Commerce and Insurance
318.....	Banking, Commerce and Insurance
319.....	Banking, Commerce and Insurance
320.....	Banking, Commerce and Insurance
321.....	Budget
322.....	Labor and Public Welfare
323.....	Government
324.....	Revenue
325.....	Revenue

Adjournment

At 12:07 p.m., on a motion by Mr. Lillibridge, the Legislature adjourned until 10:00 a.m., Friday, January 30, 1953.

Hugo F. Srb

Clerk of the Legislature

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, January 30, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by Rabbi Abba M. Fineberg of the South Street Temple in Lincoln.

The roll was called and all members were present except Messrs. Carson, Lusienski, McHenry and Nelson, who were excused.

Visitors

Mr. Anderson introduced Ivan M. Bengston, County Judge of Hamilton County, and his wife.

Mr. Britt introduced Mr. and Mrs. Harry Demarest of Whitlach, Montana, and Mr. Roland Squires of Lincoln, Nebraska.

The Journal for the Eighteenth Day was approved as corrected.

Announcement

The Committee on Miscellaneous Appropriations and Claims will meet on Friday, January 30, 1953, at 2:00 p.m., to consider claims.

(Signed) Ralph W. Hill, Chairman

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

L. B. 9	Wednesday, February 4, 1953	2:00 p.m.
L. B. 63	Wednesday, February 4, 1953	2:00 p.m.
L. B. 157	Wednesday, February 4, 1953	2:00 p.m.
L. B. 198	Wednesday, February 4, 1953	2:00 p.m.
L. B. 232	Wednesday, February 4, 1953	2:00 p.m.
L. B. 188	Monday, February 9, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 72. Indefinitely postponed.

LEGISLATIVE BILL 42. Placed on General File as amended.

Standing Committee amendments to L. B. 42:

1. Amend section 1, lines 4 and 5 by striking the words and punctuation “, hay baler, or any item of farm machinery having such number” and inserting in lieu thereof the words “*or hay baler*”.

2. Amend section 3, line 3, by striking the words “five thousand” and inserting in lieu thereof the words “*twenty-five hundred*”.

3. Amend section 3, line 4, by striking the words “six months” and inserting in lieu thereof the words “*thirty days*”.

4. Amend section 3, line 5, by striking the word “five” and inserting in lieu thereof the word “*one*”.

LEGISLATIVE BILL 43. Indefinitely postponed.

LEGISLATIVE BILL 44. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Enrollment and Review

LEGISLATIVE BILL 8. Placed on Select File as amended.

E and R amendments to L. B. 8:

1. In the bill, section 1, page 2, line 8, strike the word “so” and show as stricken matter and in lieu thereof insert “*as*”; in line 15, strike the word “*then*”.

2. In the bill title, line 5, after the word “roads” and before the semicolon insert “at county expense under the prescribed circumstances”.

LEGISLATIVE BILL 40. Placed on Select File as amended.

E and R amendment to L. B. 40:

1. In the bill, section 1, page 2, line 5, insert a comma after the word "lists".

LEGISLATIVE BILL 65. Placed on Select File as amended.

E and R amendments to L. B. 65:

1. In the bill, section 1, page 2, line 8, strike the comma after the word "inhabitants" and show the same as stricken matter; and in the same line insert a comma after the word "Tuesday".

2. In the bill, section 4, page 4, line 7, strike the word "in" and in lieu thereof insert "on"; in line 8, insert the word "the" after "of"; in line 11, strike "in a number" and in lieu thereof insert "*which in number so placed shall be*"; and also in line 11 strike the word "in" and in lieu thereof insert "*in on*".

3. In the bill title, line 17, strike "places in" and in lieu thereof insert "the places on"; and in same line after the semi-colon insert "to provide certain procedure if the number of candidates is more than twice such number of places to be so filled;". (These are in line 15 of printed bill.)

LEGISLATIVE BILL 79. Placed on Select File as amended.

E and R amendments to L. B. 79:

1. Strike the new matter inserted by general file amendment and in lieu thereof insert ", said amount to be equal or uniform as to all associations in accordance with their size".

2. In the bill, section 1, page 2, insert a comma in line 10 after the word "loss", in line 12 after the word "responsible", in line 14 after the word "misappropriation", and in line 19 before the word "and".

3. In the bill title, line 2, strike "association" and in lieu thereof insert "associations".

LEGISLATIVE BILL 20. Replaced on Select File as amended.

E and R amendments to L. B. 20:

1. In the general file amendment by Mr. Carmody, at the beginning of the newly inserted matter in said amendment, in-

sert "Section 1." and in the last line thereof, after the word "without" insert "the".

2. In the bill title strike all of the title after the word "monuments" in the 3rd line and in lieu thereof insert "and memorials now fixed to the building or grounds of the State Capitol shall be regarded as permanent fixtures and shall not be removed without the consent of the Legislature."

LEGISLATIVE BILL 64. Placed on Select File as amended.

E and R amendments to L. B. 64:

1. In the bill, section 1, page 2, line 4, strike the word "councilman" and in lieu thereof insert "councilmen".

2. In the bill title, line 4 of original bill (line 3 of printed bill) strike "provide that" and in lieu thereof insert "eliminate"; in the 4th line strike the word "for" and in lieu thereof insert "fixing the maximum"; and in line 6 of original bill (line 5 of printed bill) strike "shall be eliminated, and" and in lieu thereof insert "; to provide that".

LEGISLATIVE BILL 91. Placed on Select File as amended.

E and R amendments to L. B. 91:

1. In the bill, section 1, page 2, line 9, insert the word "and" after the semicolon; and in line 14 strike "and such" and in lieu thereof insert "and such. Such".

2. In the bill title, line 5, strike the word "fees" and in lieu thereof insert "seals".

LEGISLATIVE BILL 92. Placed on Select File as amended.

E and R amendments to L. B. 92:

1. In the bill, section 1, page 2, line 4, strike the word "for" and show the same as stricken matter; in line 6, strike the word "and" and in lieu thereof insert "and or"; in line 7, strike the word "then" and show the same as stricken matter; in line 9 strike ", which" and in lieu thereof insert ", which. Such"; in line 11, strike the word "and" and in lieu thereof insert "and ,"; in line 12 strike the semi-colon after the word "determined" and in lieu thereof insert "; ,"; in line 13 strike the word "all" and in lieu thereof insert "all such"; in line 16 strike the word

"and" and in lieu thereof insert "*and* . *All such checks shall be*"; and in line 18 insert the word "*a*" after the word "*into*".

2. In the bill title, line 4 of original bill, strike the word "publication" and in lieu thereof insert "required publications".

(Signed) Joseph D. Martin, Chairman

Agriculture

LEGISLATIVE BILL 28. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 68. Placed on General File as amended.

Standing Committee amendments to L. B. 68:

1. Amend page 4 of the bill, section 7, lines 5 and 6 by striking the word "*Society*" and inserting in lieu thereof the word "*Association*"; by striking the words "*State Veterinarian Society*" in line 8 and inserting in lieu thereof "*Veterinary Medical Association*"; by striking the words "*Nebraska State Professional Engineering*" in line 9 and inserting in lieu thereof "*American Society of Civil Engineering*".

2. Amend page 4 of the bill, section 7, line 10 by striking the word "*Society*" and inserting the following:

"one member shall at all times be a member of the Nebraska State Pharmaceutical Association"; and in lines 10 and 11 by striking the words "two members shall at all times be public spirited citizens" and inserting in lieu thereof the following:

"one member shall at all times be a public spirited citizen".

(Signed) O. H. Person, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 326. By John J. Larkin, Jr. of Douglas, George Syas of Douglas and John Adams, Sr. of Douglas.

A bill for an act to amend section 48-628, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that a lockout shall not be deemed a labor dispute under the provisions of Chapter 48, article 6, Reissue Revised Statutes of Nebraska, 1943, and no worker shall be denied benefits or credit for a waiting period by reason of a stoppage of work caused by a lockout; and to repeal the original section.

LEGISLATIVE BILL 327. By Charles F. Tvrdik of Douglas, George Syas of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to amend sections 79-1032, 79-1041, 79-1045, and 79-1056, Revised Statutes Supplement, 1951, relating to schools; to redefine terms; to remove the provision that an employee shall not become a member of the retirement system until he has attained the age of twenty-five; to strike the provision that prior service credit must be acquired by employment in a school district other than the district involved; to define the adjustment of benefits in the event members shall be made eligible for social security; to repeal the original sections; and to declare an emergency.

Unanimous Consent—Add Co-introducers

Mr. Tvrdik asked unanimous consent to add the names of Messrs. Vogel, Moulton, Adams and Klaver as co-introducers of L. B. 327. Consent was granted and it was so ordered.

LEGISLATIVE BILL 328. By J. L. Brown of Keith, John Aufenkamp of Nemaha and D. J. Cole of Cherry.

A bill for an act to amend sections 23-358, 23-359, and 23-360, Revised Statutes Supplement, 1951, relating to counties; to provide that the provisions of sections 23-358 to 23-360, Revised Statutes Supplement, 1951, shall also apply to rodent control and destruction; and to repeal the original sections.

LEGISLATIVE BILL 329. By John Aufenkamp of Nemaha and J. L. Brown of Keith.

A bill for an act relating to counties; to authorize the county board additional powers for the control and destruction of predatory animals; and to provide for the use of funds of the county therefor.

LEGISLATIVE BILL 330. By William Moulton of Douglas, Glenn Cramer of Boone and Joseph D. Martin of Hall.

A bill for an act to amend section 24-339, Revised Statutes Supplement, 1951, relating to courts; to increase the salary of court reporters; to provide when the same shall become operative; and to repeal the original section, and also section 24-339.02, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 331. By Charles F. Tvrdik of Douglas, John E. Beaver of Cuming and H. K. Diers of York.

A bill for an act to amend sections 77-505, 77-506, 77-507, 77-508, and 77-509, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the State Tax Commissioner shall prepare and certify to the county assessor, or county clerk where he is ex officio county assessor, an estimate of real and tangible personal property of the county; to provide the jurisdiction of the State Board of Equalization where a county fails to equal or exceeds the value of the estimate prepared and certified by the State Tax Commissioner in assessing the real and tangible personal property of the county; to provide for length of session of State Board of Equalization; to provide for certifying increases or decreases in valuation to the county assessor; and to repeal the original sections.

LEGISLATIVE BILL 332. By Ralph W. Hill of Thayer, Ernest A. Hubka of Gage and William Moulton of Douglas.

A bill for an act to amend section 37-210, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the definition of game farms of foxes and minks; and to repeal the original section.

LEGISLATIVE BILL 333. By George Syas of Douglas, Monroe Bixler of Sioux and Joseph D. Martin of Hall.

A bill for an act to amend sections 21-1714, 21-1720, and 21-1730, Revised Statutes of Nebraska, 1943, and sections 21-1725, 21-1745, and 21-1749, Revised Statutes Supplement, 1951, relating to credit unions; to authorize a credit union to invest its funds in the shares of stock or loans to other credit unions

under specified conditions; to authorize membership in a credit union of members of a cooperative organization; to extend the time in which the annual meeting of a credit union can be held; to authorize the appointment of alternate members of the credit committee of a credit union; to authorize a credit union to loan money in excess of five hundred dollars to other credit unions without security; to provide how dividends on fully paid up shares of stock shall be calculated and credited; to provide the manner of taxation of credit unions; to authorize the imposition of fines; to provide the manner of conversion from a state credit union to a federal credit union, and the effect thereof; and to repeal the original sections.

LEGISLATIVE BILL 334. By Robert D. McNutt of Lancaster and Earl J. Lee of Dodge.

A bill for an act to establish liability of the State of Nebraska for torts of its officers or employees; to provide procedure for hearings, determination and payment of claims; to grant district courts jurisdiction to hear and determine claims against the state accruing after January 1, 1951, on account of damage, injury, or death caused by negligence or wrong of a state officer or employee acting in the scope of his employment in cases where the state, if a private person, would be liable, and permitting suit against the state therefor; to provide where such actions may be brought; to provide for service of process and authorizing the Attorney General to enter voluntary appearance and waive issuance of service of summons; to provide for taxing costs; to permit the Attorney General to compromise such claims after institution of suit and with the approval of the district court; to provide for certifying judgment, against the state and how same shall be paid; to provide for limitation of actions; to eliminate from consideration of the Sundry Claims Board claims cognizable under this act; to provide how this act may be cited; to amend section 81-858, Reissue Revised Statutes of Nebraska, 1943, and to repeal the original section.

LEGISLATIVE BILL 335. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 77-1301, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the committee appointed to classify and appraise real property shall also appraise all personal property; to change the name of such committee to "real estate and personal property classification and reappraisal committee"; and to repeal the original section.

LEGISLATIVE BILL 336. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 43-410, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to require the approval of the county board before appointing probation officers; and to repeal the original section.

LEGISLATIVE BILL 337. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-512, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the limitation of the value of the property stolen in the offense of petit larceny; to increase the penalty for first offense petit larceny; to make a second or any subsequent offense petit larceny a felony, and to provide penalties therefor; and to repeal the original section.

LEGISLATIVE BILL 338. By Robert D. McNutt of Lancaster.

A bill for an act to amend sections 39-727, 39-763, 39-7,107.03, 39-7,107.04, 39-7,107.05, 39-7,125, and 60-424, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the court shall, in certain cases, as part of the judgment of conviction, order that the operator's license of the defendant be revoked; to provide that the director of motor vehicles shall revoke the license of a person convicted of willful reckless driving; and to repeal the original sections.

LEGISLATIVE BILL 339. By Robert D. McNutt of Lancaster.

A bill for an act to amend sections 28-572 and 28-573, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of personal property destroyed or injured; to distinguish between a felony or misdemeanor; to increase the penalty of a felony and misdemeanor for destroying or injuring personal property; and to repeal the original sections.

LEGISLATIVE BILL 340. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 29-2210, Revised Statutes Supplement 1951, relating to criminal procedure; to provide that the chief adult probation officer and the juvenile probation officers in counties having a population of more than sixty thousand inhabitants shall be appointed by the judges of the district court, with the approval of the county board; and to repeal the original section.

LEGISLATIVE BILL 341. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 43-220, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to authorize the county board to appoint a superintendent and other necessary personnel to operate a detention home, and to fix their compensation; and to repeal the original section.

LEGISLATIVE BILL 342. By Tom Dooley of Sarpy.

A bill for an act to appropriate the sum of twenty-five thousand dollars out of the General Fund of the state for the purpose of assisting school district No. 1 of Bellevue, Sarpy County, Nebraska, for each of the fiscal years ending June 30, 1954 and 1955, in paying the general operating expense of maintaining the school in such district.

LEGISLATIVE BILL 343. By Lester H. Anderson of Hamilton, Ernest A. Hubka of Gage and Charles Wilson of Madison.

A bill for an act relating to county officers; to provide an additional salary for the clerk of the district court for his services as clerk of the county board of mental health; and to provide when such additional salary may become operative.

LEGISLATIVE BILL 344. By O. H. Person of Saunders.

A bill for an act to amend section 71-627, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for a fee for filing a certificate of birth of adopted children with the Department of Health; to provide for disposition of such fees when collected; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 345. By O. H. Person of Saunders.

A bill for an act to amend section 71-634, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to increase the fee the Department of Health shall collect for a certified copy of a corrected birth or death record; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 346. By O. H. Person of Saunders and Hal Bridenbaugh of Dakota.

A bill for an act to amend sections 35-101, 35-104, 35-502, 35-503, 35-508, 35-514, and 35-515, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies and firemen; to provide for the organization of volunteer fire companies by rural fire protection districts; to exempt such volunteer firemen from certain duties, and the payment of poll taxes; to provide when additional territory may be annexed to an existing rural fire protection district; to provide that a rural fire protection district may be organized when the territory embraced contains real estate having an assessed valuation exceeding one million dollars; to provide the minimum size of territory that may be withdrawn from a rural fire protection district, and who shall sign the petition for such withdrawal; and to repeal the original sections.

LEGISLATIVE BILL 347. By W. J. Williams of Buffalo.

A bill for an act relating to taxation; to provide the manner and method of assessment, levy, and collection of taxes on motor vehicles on and after January 1, 1954; to define terms; to prescribe the duties of public officers in connection with the assessment, levy, and collection of such taxes; to provide the procedure to be followed; and to provide for the distribution of such taxes when collected.

LEGISLATIVE BILL 348. By William Moulton of Douglas.

A bill for an act relating to the purchase of products manufactured by the blind by the state or institutions, commissions and agencies of the state; to provide powers and duties of the State Purchasing Agent and purchasing agents of the Board of Control and other purchasing agents for the various institutions, commissions and agencies of the state; to provide for the appointment of a commission by the Governor; to provide the qualifications of the commission; to provide for executive secretary of commission; and to declare an emergency.

LEGISLATIVE BILL 349. By Earl J. Lee of Dodge, Richard D. Marvel of Adams and Karl E. Vogel of Douglas.

A bill for an act to amend section 49-208, Reissue Revised Statutes of Nebraska, 1943, relating to submission of proposals to amend the Constitution of Nebraska; to provide that the official ballots for voting upon such proposals shall be of a distinctive color; to provide the manner in which such official ballot shall be handed to the voter; and to repeal the original section.

LEGISLATIVE BILL 350. By Ralph W. Hill of Thayer and Monroe Bixler of Sioux.

A bill for an act to amend section 28-579, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide that the acts prohibited by such sections may be done either willfully or maliciously; to prohibit certain acts done with the intent to mislead or deceive engineers, firemen, or train crews; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 351. By Earl J. Lee of Dodge.

A bill for an act to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the amount of fees the county surveyor may receive per day; and to repeal the original section.

LEGISLATIVE BILL 352. By Dwight W. Burney of Cedar, L. M. Shultz of Colfax and K. W. Peterson of Custer.

A bill for an act relating to revenue and taxation; to equalize taxation and replace in part the tax burden; to provide the public revenue to be used for such replacement by imposing a tax upon the privilege of engaging in the business of selling tangible personal property at retail; to impose a tax upon the privilege of engaging in the business of selling services, substances and things in this act designated and defined; to impose a use tax; to provide for the collection of such taxes, the distribution and use of the revenue derived therefrom and the administration of such law; to provide for certain deductions and exemptions; to abolish a head tax; to provide for penalties; and to repeal section 68-230, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 353. By A. A. Fenske of Cheyenne and Otto Kotouc, Sr. of Richardson.

A bill for an act relating to school lands and funds; to provide that all funds received from the federal government under an Act of Congress known as the Mineral Leasing Act shall be placed in the Permanent School Fund; and to validate the placing of funds in such fund heretofore received under such act.

LEGISLATIVE BILL 354. By Glenn Cramer of Boone and Richard D. Marvel of Adams.

A bill for an act to amend section 79-1210, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that no Nebraska Third Grade Elementary School Certificates shall be issued under Plan 1 after September 1, 1955; and to repeal the original section.

LEGISLATIVE BILL 355. By J. L. Brown of Keith, John Aufenkamp of Nemaha and A. A. Fenske of Cheyenne.

A bill for an act relating to counties; to authorize the county board by resolution to fix the hours the county offices shall be open for business and to close the court house on holidays and for any other good cause.

LEGISLATIVE BILL 356. By Otto Kotouc, Sr. of Richardson and John E. Beaver of Cuming.

A bill for an act to amend section 44-213, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to grant powers to members of a mutual company or stockholders of a stock company in regard to establishing, altering, or discontinuing plans for furnishing of retirement, disability, or death benefits for the benefit of its officers, employees, and agents, whether previously authorized or not; to give effect of this act; to repeal the original section; and to declare an emergency.

Unanimous Consent—Statement

Mr. Kotouc asked unanimous consent that the following statement be made a part of this day's Journal. Consent was granted and it was so ordered.

Statement

Mr. President:

I desire to make the following statement in connection with L. B. No. 356.

Due to a recent Supreme Court decision amendatory legislation authorizing retirement plans for insurance company officers is imperative at this session of the legislature.

This Bill, introduced by Senator Beaver and myself and prepared by the insurance industry, contains all of the objectives sought.

However, due to the fact that the Bill needs some further clarification and that time for redrafting the Bill is lacking, it was felt by the Insurance Department, which has not had time to study the Bill, and by the insurance industry that the Bill should be introduced in its present form. Then a further study by the department, the industry and the Insurance Committee could be made jointly and the modifications agreed upon could be incorporated into the Bill as a result of such study.

This explanation is made to preclude the impression that the Bill is being introduced in its finished form.

(Signed) Otto Kotouc, Sr., Chairman
Committee on Banking,
Commerce and Insurance

LEGISLATIVE BILL 357. By Charles F. Tvrdik of Douglas and George Syas of Douglas.

A bill for an act relating to highways; to provide for ingress and egress to and from certain public highways; to affirm the right of reasonable convenient egress and ingress to land abutting all existing highways; to provide that in acquiring new or additional right-of-way for highways built in whole or in part with federal or state funds the Department of Roads and Irrigation may prescribe and define the nature of such access in certain cases; and to provide for the enforcement thereof.

LEGISLATIVE BILL 358. By Hal Bridenbaugh of Dakota.

A bill for an act to amend section 79-495, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the state-wide eighth grade examinations shall not be mandatory under certain circumstances; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 359. By Karl E. Vogel of Douglas and Charles Wilson of Madison.

A bill for an act to amend section 60-305.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the fees collected by the Department of Roads and Irrigation from nonresident owners of commercial trucks or buses shall be credited to the Highway Cash Fund; and to repeal the original section.

LEGISLATIVE BILL 360. By John E. Beaver of Cuming, Arthur Carmody of Hitchcock and C. C. Lillibridge of Saline.

A bill for an act to amend section 83-145, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to provide that printing by convicts or misdemeanants may be done for all state departments, boards, commissions, or other agencies, when feasible; and to repeal the original section.

LEGISLATIVE BILL 361. By George Syas of Douglas and Herbert J. Duis of Dawson.

A bill for an act for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to executive departments; to change the name of the State Railway Commission to Public Utilities Commission; to provide for appointment of the members by the Governor, subject to approval of the Legislature, and their salaries; to provide that the powers and duties of the commission shall be prescribed by the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 362. By Richard D. Marvel of Adams, Lester H. Anderson of Hamilton and Joseph D. Martin of Hall.

A bill for an act to amend section 79-1515, Revised Statutes Supplement, 1951, relating to school retirement system; to change the requirements of the service record for any person who, while a school employee, entered into and served, or shall enter into and serve, in the armed forces of the United States, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 363. By Richard D. Marvel of Adams and Glenn Cramer of Boone.

A bill for an act to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to remove the minimum age of physically handicapped children who may receive special instruction as provided by sections 43-604 to 43-610, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 364. By Karl E. Vogel of Douglas, Charles Wilson of Madison and Dwight W. Burney of Cedar.

A bill for an act relating to motor vehicles; to provide additional procedure designed to prevent and eliminate overloading of motor vehicles operating on the highways of Nebraska; to provide the duties of certain public officers in connection therewith; to define offenses; and to prescribe penalties for violations of this act.

LEGISLATIVE BILL 365. By John J. Larkin, Jr. of Douglas, Tom Dooley of Sarpy and Glenn Cramer of Boone.

A bill for an act to amend section 71-611, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to increase the fees to be paid to local registrars; and to repeal the original section.

LEGISLATIVE BILL 366. By Joseph D. Martin of Hall and Earl J. Lee of Dodge.

A bill for an act to amend section 81-325, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to authorize the Department of Banking to withhold information filed with it, under certain circumstances; to remove the requirement that the department produce in court any information possessed by it, upon order of such court; and to repeal the original section.

LEGISLATIVE BILL 367. By Joseph D. Martin of Hall and Earl J. Lee of Dodge.

A bill for an act relating to divorce and alimony; to provide for the release by the court of the lien of child support judgments; to provide form of the application for such release, and the manner of service upon the person having custody of the child; to provide when the court may release such lien; and to provide the amount, terms, sureties and approval of the bond that may be required for such release.

LEGISLATIVE BILL 368. By J. L. Brown of Keith, Glenn Cramer of Boone and D. J. Cole of Cherry.

A bill for an act to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide when a county superintendent shall not be elected by the electors of a county; and to repeal the original section.

LEGISLATIVE BILL 369. By J. L. Brown of Keith and D. J. Cole of Cherry.

A bill for an act to amend section 77-1501, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to eliminate the county assessor from the county board of equalization; and to repeal the original section.

LEGISLATIVE BILL 370. By Arthur Carmody of Hitchcock, J. L. Brown of Keith and Glenn Cramer of Boone.

A bill for an act to amend section 79-202, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that when illness or severe weather conditions make attendance impossible or impracticable there shall be additional exceptions to the requirements of compulsory education as provided in section 79-201, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 371. By Howard L. Britt of Lancaster.

A bill for an act for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide for the election of members of the Legislature for four-year terms; to increase the salary of members of the Legislature; to provide for submission of the proposed amendments to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 372. By Earl J. Lee of Dodge.

A bill for an act to appropriate the sum of twelve hundred dollars to defray the salaries of the Chief Justice and Judges of the Supreme Court for the biennium ending June 30, 1953; and to declare an emergency.

LEGISLATIVE BILL 373. By Robert D. McNutt of Lancaster, Charles Wilson of Madison and William Moulton of Douglas.

A bill for an act to amend sections 71-101, 71-102, 71-110, 71-112, and 71-162, Reissue Revised Statutes of Nebraska, 1943, relating to professional and occupational licenses; to include the practice of massage among the professions and occupations for which a license is required; to prescribe the fee for such license and the renewal thereof; to create a Board of Examiners in Massage; to define terms; to prescribe the terms under which a license to practice massage shall be issued; to provide for apprenticeship and a license fee therefor in lieu of attendance at an accredited school of massage; to provide for the licensing of persons who have been engaged in the practice of massage for one year preceding the effective date of this act; to provide for licensing massage schools and massage establishments, and fees therefor; and to repeal the original sections.

LEGISLATIVE BILL 374. By J. L. Brown of Keith, Monroe Bixler of Sioux and Tom Dooley of Sarpy.

A bill for an act to amend section 23-1520, Revised Statutes of Nebraska, 1943, relating to counties; to eliminate the provision that the register of deeds shall forward the mortgage indebtedness record to the Auditor of Public Accounts and that the Auditor of Public Accounts shall embody the facts from the report in his reports; and to repeal the original section.

Mr. Pizer Presiding

GENERAL FILE

LEGISLATIVE BILL 154. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 55. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 147. Read and considered.

Mr. Williams moved to advance L. B. 147 to E and R for review.

Mr. Lee moved to indefinitely postpone L. B. 147.

Mr. Kotouc moved the previous question, which prevailed with 31 ayes, 0 nays and 12 not voting.

Mr. Lee requested a machine vote.

Mr. Lee's motion to indefinitely postpone L. B. 147 lost with 13 ayes, 19 nays and 11 not voting.

Mr. Williams' motion to advance L. B. 147 to E and R for review prevailed.

Visitor

Mr. Marvel introduced Mr. Johnny Hopp of Hastings, Nebraska, a major league baseball player.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 162	Wednesday, February 11, 1953	2:00 p. m.
L. B. 163	Wednesday, February 11, 1953	2:00 p. m.
L. B. 164	Wednesday, February 11, 1953	2:00 p. m.

Public Health and Miscellaneous Subjects

L. B. 160	Thursday, February 5, 1953	2:00 p. m.
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SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer the bills read today. (Signed) C. C. Lillibridge

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Bills Referred to Standing Committee

L. B.	Committee
326.....	Labor and Public Welfare
327.....	Education
328.....	Agriculture
329.....	Agriculture
330.....	Judiciary

331.....	Revenue
332.....	Agriculture
333.....	Banking, Commerce and Insurance
334.....	Judiciary
335.....	Revenue
336.....	Labor and Public Welfare
337.....	Judiciary
338.....	Judiciary
339.....	Judiciary
340.....	Judiciary
341.....	Government
342.....	Budget
343.....	Miscellaneous Appropriations and Claims
344.....	Public Health and Miscellaneous Subjects
345.....	Public Health and Miscellaneous Subjects
346.....	Agriculture
347.....	Revenue
348.....	Miscellaneous Appropriations and Claims
349.....	Government
350.....	Labor and Public Welfare
351.....	Miscellaneous Appropriations and Claims
352.....	Revenue
353.....	Education
354.....	Education
355.....	Government
356.....	Banking, Commerce and Insurance
357.....	Public Works
358.....	Education
359.....	Public Works
360.....	Miscellaneous Appropriations and Claims
361.....	Banking, Commerce and Insurance
362.....	Education
363.....	Education
364.....	Public Works
365.....	Public Health and Miscellaneous Subjects
366.....	Banking, Commerce and Insurance
367.....	Labor and Public Welfare
368.....	Education
369.....	Revenue
370.....	Education
371.....	Government
372.....	Miscellaneous Appropriations and Claims
373.....	Public Health and Miscellaneous Subjects
374.....	Banking, Commerce and Insurance

Adjournment

At 12:11 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Monday, February 2, 1953.

Hugo F. Srb

Clerk of the Legislature

TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, February 2, 1953

Pursuant to adjournment, the Legislature met at 10:00 a. m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Lusinski, who was excused.

The Journal for the Nineteenth Day was approved as corrected.

Communications

Letters from U. S. Representatives A. L. Miller, R. D. Harrison and Roman L. Hruska, and Speaker of the House of Representatives, Joseph W. Martin, Jr., relative to Legislative Resolution 4.

Referred to Committee on Agriculture.

Letter addressed to Mr. Pizer from Soren Christensen of Maywood, Nebraska, relative to preservation of rural school districts.

Referred to Committee on Education.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 38. Correctly engrossed.

LEGISLATIVE BILL 5. Placed on Select File as amended.

E and R amendments to L. B. 5:

1. In the committee amendment No. 1 to the bill, section 1, line numbered 16 on the original amendment, after the word "Nebraska" insert "*as the commission may designate*"; in line numbered 18 thereof after the word "Nebraska" insert "*in such forest, reserve, or areas*".

2. In the committee amendment No. 1 to the bill, section 3, line numbered 3 on the original amendment, after the word "Forestation" strike the comma.

3. Fourth line of newly inserted matter as shown on original amendment 2 after "conditions ;" insert "to authorize the killing of deer or antelope under certain conditions and in the prescribed places or areas;" and in line 9 strike the comma after the word "Forestation".

(Signed) Joseph D. Martin, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 70. Placed on General File as amended.

Standing Committee amendment to L. B. 70:

1. Amend page 2 of the bill, section 1, line 7, by inserting after "infirm" the following:

"; Provided, hospitals and homes for children, aged, or infirm as used in section 71-2017 to 71-2030, shall not mean any hospital as defined in subsection (4) of section 71-2002, or any hospital or home owned or operated by an fraternal organization mentioned in section 21-608, and amendments thereof,".

(Signed) O. H. Person, Chairman

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 375. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to cities and villages, all; to provide for the acquisition, purchase, construction, reconstruction, improvement, betterment, and extension of industrial buildings by cities and villages; to authorize and regulate the issuance of revenue bonds for financing such industrial buildings; to provide for the payment of such bonds and the rights of holders thereof; and to provide for the payment of taxes to the State of Nebraska,

county, city, village, or school district in which such industrial buildings are located.

LEGISLATIVE BILL 376. By Glenn Cramer of Boone.

A bill for an act to amend section 79-303, Revised Statutes Supplement, 1951, relating to schools; to provide that the Superintendent of Public Instruction shall fix the salary of the deputy superintendent; to provide when a change in such salary shall become operative; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 377. By Earl J. Lee of Dodge and Arthur Carmody of Hitchcock.

A bill for an act to amend sections 88-159, 88-162, and 88-164, Revised Statutes Supplement, 1951, relating to warehouses; to change internal references to provide that sections 88-161 to 88-165, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, shall be governed by the provisions of sections 88-101 to 88-160, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to require warehousemen to use receipts furnished by the State Railway Commission; and to repeal the original sections.

LEGISLATIVE BILL 378. By Otto H. Liebers of Lancaster, Robert D. McNutt of Lancaster and Richard D. Marvel of Adams.

A bill for an act relating to counties; to confer power upon counties and county boards to enter into compacts for the joint exercise of powers; to prescribe the conditions and limitation upon and under which such compacts may be made; to amend sections 23-103 and 23-104, Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 379. By Herbert J. Duis of Dawson, Robert D. McNutt of Lancaster and Richard D. Marvel of Adams.

A bill for an act to amend sections 55-102, 55-103, 55-104, 55-106, 55-107, 55-108, 55-109, 55-111, 55-117, 55-118, 55-121, 55-129, 55-130, 55-131, 55-136, 55-138, 55-139, 55-140, 55-142, 55-143, 55-145, 55-146, 55-148, 55-154, 55-156, 55-156.01, 55-157, 55-158, 55-160, 55-161, 55-162, 55-163, 55-184, 55-201, 55-207, 55-208, and 55-209, Re-

issue Revised Statutes of Nebraska, 1943, relating to militia; to revise, adopt, and establish the military code for the State of Nebraska in harmony with the Uniform Code of Military Justice; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 380. By Lester H. Anderson of Hamilton.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the State Tax Commissioner with respect to administration of the collection of taxes on cigarettes, as provided in Chapter 77, article 26, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 381. By Lester H. Anderson of Hamilton.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the State Tax Commissioner with respect to administration of the collection of the aircraft gasoline tax, as provided in sections 3-148 to 3-151, Revised Statutes Supplement, 1951; and to authorize the Revisor of Statutes, in future supplements to the Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 382. By Lester H. Anderson of Hamilton.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the State Tax Commissioner with respect to administration of the collection of motor fuel taxes, as provided in Chapter 66, article 4, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to authorize the Revisor of Statutes, in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of

permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 383. By Lester H. Anderson of Hamilton.

A bill for an act relating to county courts; to authorize the county court in all estates pending administration to allow and set aside from the estate sufficient funds to provide for perpetual care of the cemetery lot or part of lot upon which the deceased person has been buried; to provide that such sum shall constitute a trust fund; and to provide for the payment of such trust fund to the trustees or cemetery board charged with the care and maintenance of such cemetery.

LEGISLATIVE BILL 384. By Lester H. Anderson of Hamilton.

A bill for an act to amend sections 12-701 and 12-702, Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide additional grounds for abandonment of cemetery lots and the reversion to the city, village, or cemetery associations; to provide additional grounds for rebuttal of the presumption of abandonment; to provide for disposition of funds from sale of abandoned lots; and to repeal the original sections.

LEGISLATIVE BILL 385. By Lester H. Anderson of Hamilton.

A bill for an act to amend section 41-123.04, Reissue Revised Statutes of Nebraska, 1943, relating to inns and hotels; to change the limits of liability of hotels, restaurants, apartment houses, tourist camps, or rooming houses for loss or damage to property brought into such establishments; and to repeal the original section.

LEGISLATIVE BILL 386. By H. K. Diers of York, by request.

A bill for an act to amend section 17-951, Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to increase the maximum amount that may be levied for recreation centers; and to repeal the original section.

LEGISLATIVE BILL 387. By H. K. Diers of York, by request.

A bill for an act to amend sections 23-1102, 23-1103, 23-1104, 23-1105, 23-1106, 23-1107, and 23-1108, Revised Statutes Supple-

ment, 1951, relating to county officers; to provide for a change in the salaries of certain officers; to provide when such change in salaries may become operative; and to repeal the original sections.

LEGISLATIVE BILL 388. By Otto Kotouc, Sr. of Richardson.

A bill for an act relating to insurance; to provide an additional method of financing for domestic mutual insurance companies; to authorize issuance of guaranty capital certificates by appropriate provisions in the articles of incorporation of such company; and to provide the legal effect of such certificate and rights of the holders thereof.

LEGISLATIVE BILL 389. By Otto Kotouc, Sr. of Richardson, Dwight W. Burney of Cedar and Otto H. Liebers of Lancaster.

A bill for an act to amend sections 2-1515, 2-1518, 2-1519, and 2-1546, Revised Statutes of Nebraska, 1943, relating to agriculture; to eliminate the provisions for the appointment of one supervisor by the state soil conservation committee except during the process of organization of such districts and the liquidation of the assets of such districts upon liquidation; to provide for the election of all supervisors; to provide for the filling of vacancies of supervisors; and to repeal the original sections.

LEGISLATIVE BILL 390. By Ralph W. Hill of Thayer.

A bill for an act to amend section 71-605, Reissue Revised Statutes of Nebraska, 1943, relating to vital statistics; to change the name of undertaker to funeral director, and the name of United States Census Bureau to United States Public Health Service; to eliminate the provisions requiring a removal permit; to eliminate the provision requiring the place of death shall be shown on the return to the state registrar; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 391. By Arthur Carmody of Hitchcock and Otto H. Liebers of Lancaster.

A bill for an act to amend sections 43-512 and 68-206.01, Reissue Revised Statutes of Nebraska, 1943, and section 68-404, Revised Statutes Supplement, 1951, relating to paupers and

public assistance; to provide that beginning January 1, 1954, the expense for medical, surgical, and hospital care in the excess of the maximum payments for assistance shall not be included in the assistance payments for aid to dependent children, old age assistance, and blind assistance; to provide the maximum payments for aid to dependent children; and to repeal the original sections.

LEGISLATIVE BILL 392. By Arthur Carmody of Hitchcock and Otto H. Liebers of Lancaster.

A bill for an act to amend section 77-1601, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to provide that after January 1, 1954, the expense for medical, surgical, and hospital care of needy persons in the county shall be paid from a state levy as provided by this act; to provide for estimates of such levy and certification thereof by the Auditor of Public Accounts; to provide for distribution of the proceeds of such levy; to provide for the county health fund, and disbursements therefrom; to provide that the counties shall make the levy for old age assistance and aid to dependent children health program only for the year 1953; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 393. By Tom Dooley of Sarpy.

A bill for an act for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to exempt the motor vehicle of an active volunteer fireman from any tax; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 394. By Tom Dooley of Sarpy.

A bill for an act to amend section 79-601, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for election of officers in a new district of Class I when the district is not within any city or village as prescribed; and to repeal the original section.

LEGISLATIVE BILL 395. By Tom Dooley of Sarpy.

A bill for an act to amend section 7-111, Revised Statutes of Nebraska, 1943, relating to attorneys at law; to increase the

size of counties in which the county judge shall be permitted to practice law; and to repeal the original section.

LEGISLATIVE BILL 396. By Dwight W. Burney of Cedar.

A bill for an act relating to the Motor Vehicle Safety Responsibility Act; to provide for issuing a voucher to the Auditor of Public Accounts for payment of the deposited security upon a certified copy of a judgment against a depositor as prescribed.

LEGISLATIVE BILL 397. By Dwight W. Burney of Cedar.

A bill for an act to amend section 83-243, Revised Statutes Supplement, 1951, relating to Board of Control; to provide for additional allowance for maintenance of physically or mentally handicapped children as prescribed; and to repeal the original section.

LEGISLATIVE BILL 398. By Dwight W. Burney of Cedar.

A bill for an act to amend sections 68-202 and 68-402, Revised Statutes Supplement, 1951, relating to assistance; to modify the assistance laws to permit assistance payments in case of family estrangement; and to repeal the original sections.

LEGISLATIVE BILL 399. By J. L. Brown of Keith and Charles Wilson of Madison.

A bill for an act relating to the Nebraska Safety Patrol; to provide a new method of computing the retirement allowances for members of the Nebraska Safety Patrol; to amend section 60-452, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section, and also sections 60-453 and 60-454, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 400. By Charles Wilson of Madison.

A bill for an act relating to cigarettes; to define terms; to prevent unfair competition and unfair trade practices in the sale of cigarettes; to prohibit sales of cigarettes below cost; to confer powers and impose duties on the Director of the Department of Agriculture and Inspection and on persons engaged in the sale of cigarettes at wholesale or retail; and to provide penalties.

LEGISLATIVE BILL 401. By Tom Coffey of Harlan, Dwight W. Burney of Cedar and Karl E. Vogel of Douglas.

A bill for an act for submission to the electors of an amendment to the Constitution relating to miscellaneous provisions; to provide for the adoption of one new section of the Constitution of Nebraska to appear as Article XV, section 10; to provide that the net proceeds from highway use taxes, including motor vehicle license fees and motor vehicle fuel taxes, shall be used only for the purpose of construction, reconstruction, repair and maintenance of highways, streets, roads and bridges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 402. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 39-725, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to increase the penalties for violation of sections 39-719 to 39-724, 79-488, or 60-301 to 60-343, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 403. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 77-701, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to extend the intangible property class that shall not be separately classified, listed and taxed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 404. By Charles Wilson of Madison and Robert D. McNutt of Lancaster.

A bill for an act to amend sections 52-101, 52-102, 52-103, and 52-118, Reissue Revised Statutes of Nebraska, 1943, relating to mechanics liens; to provide that rental of equipment may be included in the lien to secure payment; and to repeal the original sections.

LEGISLATIVE BILL 405. By Robert D. McNutt of Lancaster.

A bill for an act relating to unfair sales; to prohibit advertising or otherwise representing sale of lenses or eyeglasses so as

to represent prices or terms of payment; to provide for violations; to provide penalties; and to provide for restraining violators from violating this act.

LEGISLATIVE BILL 406. By Robert D. McNutt of Lancaster.

A bill for an act to amend sections 39-7,107.04 and 39-7,107.05, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine second and third offense reckless driving and willful reckless driving; and to repeal the original sections.

LEGISLATIVE BILL 407. By C. C. Lillibridge of Saline and Wm. A. McHenry of Nuckolls.

A bill for an act to amend section 71-193.02, Reissue Revised Statutes of Nebraska, 1943; to remove some of the qualifications for the Chief of the Division of Dental Health; and to repeal the original section.

LEGISLATIVE BILL 408. By W. J. Williams of Buffalo.

A bill for an act to amend section 60-505, Reissue Revised Statutes of Nebraska, 1943, relating to Motor Vehicle Safety Responsibility Act; to increase the amount of damage sustained before a report shall be filed with the Department of Roads and Irrigation; to provide for reports to be sent to the department by cities and villages; and to repeal the original section.

LEGISLATIVE BILL 409. By Sam Klaver of Douglas.

A bill for an act to amend section 14-1403, Revised Statutes of Nebraska, 1943, relating to housing authorities in cities of the metropolitan class; to change the length of the term of the members of such a housing authority; to provide that, after the initial appointment of the members of a housing authority has expired, their successors shall be elected; to prescribe the manner of nomination and election of successor members; to provide for filling of vacancies; to provide for the nomination and election of successors to members of a housing authority in existence upon the effective date of this act; and to repeal the original section.

LEGISLATIVE BILL 410. By Sam Klaver of Douglas.

A bill for an act to repeal Chapter 14, article 16, Revised Statutes Supplement, 1951, relating to Slum Clearance and Re-development law.

LEGISLATIVE BILL 411. By Sam Klaver of Douglas.

A bill for an act to amend section 77-706, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide the procedure for determination of the value of shares of stock of corporations domesticated under the laws of this state; and to repeal the original section.

LEGISLATIVE BILL 412. By George Syas of Douglas, William Moulton of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 28-929, Revised Statutes Supplement, 1951, relating to crimes and punishments; to provide that whoever shall fondle or massage in a lewd and indecent manner the sexual organs of any boy or girl under the age of twenty-one years shall be guilty of a felony; to provide penalties; to change the penalties for debauching the person or depraving the morals of any boy or girl under the age of twenty-one years; and to repeal the original section.

LEGISLATIVE BILL 413. By Charles F. Tvrdik of Douglas and John J. Larkin, Jr. of Douglas.

A bill for an act to create and establish a small claims court in counties having a population of more than two hundred thousand inhabitants; to prescribe its jurisdiction, power, and duties; to provide procedure of trial and appeal and for the collection of judgments; to provide for the election or appointment, term, qualifications, and compensation of judges of such court; to provide for employment of necessary personnel and their salaries; and to provide where such court shall be located.

LEGISLATIVE BILL 414. By W. J. Williams of Buffalo.

A bill for an act to amend section 70-624, Reissue Revised Statutes of Nebraska, 1943, relating to power districts and corporations; to provide that public power and public power and irrigation districts shall annually publish a statement showing payments of compensation to certain persons during the preceding year; to provide where such statement shall be published; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 415. By W. J. Williams of Buffalo.

A bill for an act to amend section 70-652, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts;

to change the method of determining the amount public power districts shall pay to the State of Nebraska and its political subdivisions in lieu of taxes; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 416. By W. J. Williams of Buffalo.

A bill for an act to amend section 70-623.01, Reissue Revised Statutes of Nebraska, 1943, relating to power districts and corporations; to require that the audit of the books of public power and public power and irrigation districts show the operations within each city served by such district, as well as operations within the district as a whole; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 417. By W. J. Williams of Buffalo.

A bill for an act relating to schools; to provide that boards of education of school districts may approve and participate in franchise or wholesale life insurance plans for faculty and administrative personnel, as added benefit and inducement to tenure and service upon the conditions prescribed.

LEGISLATIVE BILL 418. By W. J. Williams of Buffalo.

A bill for an act to amend section 79-426.09, Revised Statutes Supplement, 1951, relating to schools; to provide that no area with a greater distance than halfway to the next Class III, IV, V, or VI school district in reorganization shall be included in the voting on reorganization except as prescribed; and to repeal the original section.

LEGISLATIVE BILL 419. By W. J. Williams of Buffalo.

A bill for an act relating to insurance; to provide that all foreign insurance companies authorized to do business in Nebraska shall appoint a representative empowered to make final settlement on claims in case of accidents.

LEGISLATIVE BILL 420. By W. J. Williams of Buffalo.

A bill for an act to amend section 32-1042, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide the manner of holding an election to fill the vacancy in the office of Representative in Congress when that body will convene prior to the next general election; and to repeal the original section.

LEGISLATIVE BILL 421. By W. J. Williams of Buffalo.

A bill for an act to amend section 70-650.01, Reissue Revised Statutes of Nebraska, 1943, relating to power districts and corporations; to provide for annual publication of the unpaid balance of bonds of public power or public power and irrigation districts; to provide when and where such publication shall be made; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 422. By W. J. Williams of Buffalo.

A bill for an act relating to clerks of the district court; to provide that the allowances to the clerk of the district court for his duties as a member of the county board of mental health shall be paid to him and shall not inure to the county; to amend sections 33-106.02 and 83-337, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 423. By Otto H. Liebers of Lancaster, Glenn Cramer of Boone and Karl E. Vogel of Douglas.

A bill for an act to amend section 79-1501, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1509 and 79-1522, Revised Statutes Supplement, 1951, relating to schools; to redefine terms; to provide that persons electing not to be included in the school retirement system shall file notice of such election with their employers; to include emeritus members in the membership of the school retirement system; to provide when and in what manner an emeritus member may retire; to provide what retirement allowance an emeritus member shall receive; and to repeal the original sections.

LEGISLATIVE BILL 424. By Otto H. Liebers of Lancaster and John E. Beaver of Cumming.

A bill for an act to amend sections 21-836 and 21-843, Revised Statutes Supplement, 1951, relating to religious associations; to provide for succession of property to a superior church authority when local religious associations cease to exist or maintain their organization in lieu of legal proceedings; to provide for notice to the superior church authority when an unincorporated body commences court action to sell or encumber its property; to provide for change of name of religious association when a national or parent religious corporation changes its name; and to repeal the original sections.

LEGISLATIVE BILL 425. By D. J. Cole of Cherry, Monroe Bixler of Sioux and J. L. Brown of Keith.

A bill for an act relating to banks and banking; to permit banks to establish and maintain one or more offices in the county in which its banking house is located except as prescribed; and to repeal section 8-1,105, Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 426. By Glenn Cramer of Boone.

A bill for an act to amend section 39-226, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that county boards shall select and designate county roads and file a report containing the laid out and platted county roads with the Department of Roads and Irrigation; to provide a time limit for performing such duty; to provide duties for the State Engineer; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 427. By Otto H. Liebers of Lancaster and Arthur Carmody of Hitchcock.

A bill for an act relating to educational lands and funds; to authorize the Board of Control to condemn educational lands necessary for the operation of any of the institutions under its jurisdiction; to provide the manner of such condemnation; and to declare an emergency.

LEGISLATIVE BILL 428. By Joseph D. Martin of Hall, Ernest A. Hubka of Gage and Ralph W. Hill of Thayer.

A bill for an act to amend sections 19-1801, 19-1802, 19-1803, 19-1804, 19-1805, 19-1808, and 19-1823, Revised Statutes of Nebraska, 1943, relating to cities and villages; to provide that the provisions of sections 19-1801 to 19-1823, Revised Statutes of Nebraska, 1943, shall be applicable to policemen; to make creation of a civil service commission optional in cities or villages having a population of five thousand inhabitants or less; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 429. By Joseph D. Martin of Hall.

A bill for an act relating to motor vehicles; to provide a method of collecting a road tax from motor carriers as prescribed; to de-

fine terms; to prescribe powers and duties for the Department of Roads and Irrigation; to provide for refunds; to provide for distribution of funds; and to provide penalties.

LEGISLATIVE BILL 430. By George Syas of Douglas and O. H. Person of Saunders.

A bill for an act to amend sections 71-1631 and 71-1634, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to change the dates of the annual and quarterly meetings of the board of health of a county, district or city-county health department; to change the manner of executing vouchers; and to repeal the original sections.

LEGISLATIVE BILL 431. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend sections 46-218 and 46-219, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to change the name of superintendent to division engineer; to provide the duties of the division engineer; and to repeal the original sections, and also sections 46-220, 46-221, and 46-225, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 432. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend sections 81-218.10 and 81-223, Reissue Revised Statutes of Nebraska, 1943, relating to frozen deserts; to provide for licensing for sale of frozen substances, mixtures, or compounds made in imitation or semblance of ice cream; to provide for labeling of such products; and to repeal the original sections.

LEGISLATIVE BILL 433. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to highways; to provide for the planning, designation, financing, acquisition, alteration, use, regulation, and exercise of highway-development rights; and to provide a severability clause.

LEGISLATIVE BILL 434. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to liquors; to prohibit advertising of alcoholic liquors except beer; to define terms; and to provide penalties.

LEGISLATIVE BILL 435. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove the limitation on the amount of occupation tax a city or village may impose on persons, firms, or corporations licensed under sections 53-101 to 53-1,118; and to repeal the original section.

LEGISLATIVE BILL 436. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 8-129, Revised Statutes Supplement, 1951, relating to banks and banking; to eliminate the requirement that the Department of Banking shall find that a proposed bank will promote the public necessity, convenience, and advantage; and to repeal the original section.

LEGISLATIVE BILL 437. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to liquors; to prohibit discrimination by a manufacturer of bottled alcoholic liquor other than beer among licensed distributors; to prohibit discrimination by distributors among retailers; to provide for filing with the Nebraska Liquor Control Commission price lists and agreements not to discriminate; to prohibit certain discriminatory practices; to provide the powers and duties of the commission with respect to such matters; and to provide for the revocation of licenses for violations of this act.

LEGISLATIVE BILL 438. By Richard D. Marvel of Adams, Charles Wilson of Madison and Otto H. Liebers of Lancaster.

A bill for an act to amend section 83-308, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to eliminate the maximum salary and provisions for increase for superintendents of the three state hospitals for the mentally ill; and to repeal the original section.

LEGISLATIVE BILL 439. By Richard D. Marvel of Adams.

A bill for an act to amend section 32-403, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to authorize the county clerk to appoint additional personnel in addition to the officers in any election district; to provide the duties and compensation of the appointees; and to repeal the original section.

LEGISLATIVE BILL 440. By Ernest A. Hubka of Gage.

A bill for an act to amend section 24-507.01, Revised Statutes Supplement, 1951, relating to county courts; to provide additional periods the acting county judge may receive compensation; and to repeal the original section.

LEGISLATIVE BILL 441. By George Syas of Douglas, Charles F. Tvrdik of Douglas and William Moulton of Douglas.

A bill for an act relating to cities of the metropolitan class; to authorize cities of the metropolitan class to own, construct, equip, and operate, either within or without the corporate limits of any such municipality, a sewerage system, including any storm sewer system, or sewage disposal plants; to provide for authority to levy a sewer use fee; to provide for authority to issue revenue bonds to be paid from said use fee; to provide for the issuance of general obligation bonds; and to declare an emergency.

LEGISLATIVE BILL 442. By W. J. Williams of Buffalo and Ernest A. Hubka of Gage.

A bill for an act to amend section 60-401, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to redefine terms; to provide for issuing a permit to operate a self-propelled scooter or self-propelled cycle of six-horsepower or less by any person over fourteen years of age upon passing an examination and pay a fee as prescribed; to provide exceptions; to provide for distribution of fees; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 443. By Charles F. Tvrdik of Douglas, John E. Beaver of Cuming and H. K. Diers of York.

A bill for an act relating to taxation; to provide for the creation of a Board of Tax Estimate and Assessment; to define the powers and duties of such board; to provide for employees to assist such board; to authorize such board to examine property and returns made for taxation for the purpose of classifying and appraising it; to provide for salaries; to provide that the State Board of Equalization and Assessment shall take into consideration the recommendations of such board in valuing and assessing property; and to declare an emergency.

LEGISLATIVE BILL 444. By Robert D. McNutt of Lancaster and William Moulton of Douglas.

A bill for an act to amend section 48-159, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Workmen's Compensation Court; to increase the salaries of the judges of such court; to provide when same shall become effective; to repeal the original section and also section 48-159.01, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 445. By William Moulton of Douglas, Richard D. Marvel of Adams and Otto Kotouc, Sr. of Richardson.

A bill for an act specifically to appropriate the sum of five thousand five hundred fifty-three dollars and twenty-seven cents, or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 8, 1953; to pay the premiums for policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 6, 1955; and to declare an emergency.

LEGISLATIVE BILL 446. By William Moulton of Douglas and Richard D. Marvel of Adams.

A bill for an act to amend section 84-608, Revised Statutes Supplement, 1951, relating to state officers; to provide that the salary of the deputy state treasurer shall be fixed by the State Treasurer; to provide when a change in the salary of the deputy may become operative; and to repeal the original section.

LEGISLATIVE BILL 447. By William Moulton of Douglas and C. C. Lillibridge of Saline.

A bill for an act to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that advertising matter of small or nominal value intended for distribution to the ultimate purchaser shall not be deemed a thing of value within the meaning of this act; and to repeal the original section.

LEGISLATIVE BILL 448. By L. M. Shultz of Colfax.

A bill for an act to amend section 77-1911, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to

provide a limitation upon issuing an order of sale in tax foreclosure proceeding; and to repeal the original section.

LEGISLATIVE BILL 449. By Arthur Carmody of Hitchcock.

A bill for an act to amend sections 77-501, 77-502, 77-503, 77-504, and 77-505, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to create and establish a full-time State Board of Equalization and Assessment; to provide for the appointment and qualification of the members thereof; to provide for the salary of the members of such board; to provide for regular and special meetings of the board and performance of duties throughout the year; to prescribe the powers and duties of such board; and to repeal the original sections.

LEGISLATIVE BILL 450. By George Syas of Douglas.

A bill for an act relating to metropolitan cities; to provide that a metropolitan utilities district may furnish gas free to public schools within the limits of the metropolitan city.

LEGISLATIVE BILL 451. By George Syas of Douglas.

A bill for an act to amend section 14-1029, Revised Statutes Supplement, 1951, relating to schools; to provide for payments by water districts in metropolitan cities in lieu of taxes when real property is acquired for the purpose of extensions, improvements, additions, and capital investments by such districts, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 452. By Terry Carpenter of Scotts Bluff, Joseph D. Martin of Hall and Ralph W. Hill of Thayer.

A bill for an act to amend section 16-310, Revised Statutes Supplement, 1951, relating to cities of the first class; to provide that the salaries of the treasurer and clerk of cities of the first class shall receive such compensation as the mayor and council shall fix by ordinance; to provide when a change in such salaries shall become effective; and to repeal the original section.

LEGISLATIVE BILL 453. By Richard D. Marvel of Adams.

A bill for an act relating to cities of the first class; to provide for agreement by a county and a city of the first class in its county for construction and maintenance of a joint city

and county building; to provide for submission of the agreement to the electors at a special or general election for approval or rejection; to provide the manner of submission; and to provide for incurring expense, issuing bonds, and levying and collection of an annual tax.

LEGISLATIVE BILL 454. By Richard D. Marvel of Adams.

A bill for an act to provide for underground storage of natural gas; to define terms; to empower the condemnation, in accordance with the eminent domain statutes of Nebraska, of underground reservoirs for the injection and storage of natural gas therein, and the withdrawal of natural gas therefrom, by any public utility engaged in the transportation or distribution of natural gas; and to provide a validity clause.

LEGISLATIVE BILL 455. By Richard D. Marvel of Adams.

A bill for an act to amend sections 79-201, 79-420, 79-485, 79-1201, and 79-1226, Reissue Revised Statutes of Nebraska, 1943, and sections 79-462, 79-486, and 79-1304, Revised Statutes Supplement, 1951, relating to schools; to require children under sixteen years of age to attend school unless they have graduated from high school, even though no high school is maintained by the district in which they reside; to change the conditions under which a depopulated school district shall be attached to a neighboring district; to provide that the provisions of sections 79-478 to 79-483, Reissue Revised Statutes of Nebraska, 1943, shall not apply to any school district furnishing transportation facilities; to permit school district officers to be excused from attending meetings of the school board by the majority of the remaining members of the board; to provide that teachers' certificates shall entitle holders thereof to teach in any state-operated school; to provide for what purposes a Nebraska Initial Administrative and Supervisory School Certificate shall be valid, and how it shall be obtained and renewed; to provide when a school district shall not be entitled to receive a share of the state apportionment of school funds; and to repeal the original sections.

Unanimous Consent—Statement

Mr. Marvel asked unanimous consent that the following statement be made a part of this day's Journal. Consent was granted and it was so ordered.

Statement

L. B. 455 pertains to a series of amendments to Chapter 79, Reissue Revised Statutes of Nebraska, 1943, and Supplement 1951, relating to schools. I am introducing this bill because I think that all of the changes but one are needed.

Since it will be impossible to have this bill redrafted, I am introducing it in its present form, but wish to make clear to the members of the Legislature that when the bill is presented to Committee, I intend to have Section 5, which would amend Sec. 79-486 Revised Statutes Supplement 1951 pertaining to contracting, stricken. I would not support this particular section of the bill and make this public statement at this time to completely clarify my position.

(Signed) Richard D. Marvel

LEGISLATIVE BILL 456. By Lester H. Anderson of Hamilton and Terry Carpenter of Scotts Bluff.

A bill for an act relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Nebraska Liquor Control Commission to the State Tax Commissioner with respect to administration of the liquor laws, collection of liquor taxes, and issuing licenses, as provided in Chapter 53, Reissue Revised Statutes of Nebraska, 1943; to authorize the Revisor of Statutes, in future supplements to the Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of the appropriate officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act; and to repeal sections 53-105 to 53-115, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 457. By Lester H. Anderson of Hamilton.

A bill for an act to repeal Chapter 51, article 4, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Public Library Commission.

LEGISLATIVE BILL 458. By Lester H. Anderson of Hamilton.

A bill for an act to repeal Chapter 2, article 19, Revised Statutes Supplement, 1951, relating to Division of Nebraska Resources.

LEGISLATIVE BILL 459. By Lester H. Anderson of Hamilton.

A bill for an act to repeal Chapter 50, article 4, Reissue Revised Statutes of Nebraska, 1943, relating to Legislative Council.

LEGISLATIVE BILL 460. By Lester H. Anderson of Hamilton and O. H. Person of Saunders.

A bill for an act to repeal Chapter 3, article 1, Revised Statutes Supplement, 1951, relating to the Department of Aeronautics.

LEGISLATIVE BILL 461. By George Syas of Douglas.

A bill for an act relating to state administrative departments; to provide for appointment of the State Veterinarian by the Governor and confirmation thereof by a majority vote of the members elected to the Legislature; and to declare an emergency.

LEGISLATIVE BILL 462. By William Moulton of Douglas.

A bill for an act relating to highways; to provide for the organization of road improvement districts in the State of Nebraska by petition, and the contents, filing, publication, and manner in which to determine acceptance or rejection of said petition; to provide for the election of a board of trustees as a governing body, their qualifications, duties and powers; to authorize the issuance of bonds and the levying of assessments to pay the cost thereof; to provide the terms, provisions, conditions, and limitations thereof; to provide for validation of such districts; and to declare an emergency.

LEGISLATIVE BILL 463. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-506, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the amount of money or the value of goods and chattels stolen, or destroyed to be grand larceny; and to repeal the original section.

LEGISLATIVE BILL 464. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 25-1226, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the courts; to clarify the provisions thereof to show that requirement of service of copy of subpoena six days before trial day applies only where service is by registered mail; and to repeal the original section.

LEGISLATIVE BILL 465. By Tom Dooley of Sarpy.

A bill for an act to amend section 44-409, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to alter the conditions upon which unearned premium notes may be allowed as assets of domestic accident and health insurance companies; and to repeal the original section.

LEGISLATIVE BILL 466. By George Syas of Douglas and William Moulton of Douglas.

A bill for an act to amend section 60-619, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to enlarge the conditions of a motor vehicle dealer's license or a used motor vehicle dealer's license; and to repeal the original section.

LEGISLATIVE BILL 467. By Glenn Cramer of Boone and Ernest A. Hubka of Gage.

A bill for an act relating to revenue and taxation; to levy an excise tax upon oils and natural gas severed from the soil of the State of Nebraska; to establish the rates thereof; to provide for the allocation and distribution of tax money; to establish procedure for the collection thereof; to define terms; and to provide penalties.

LEGISLATIVE BILL 468. By Hugh Carson of Valley and Dwight W. Burney of Cedar.

A bill for an act to amend section 81-864, Reissue Revised Statutes of Nebraska, 1943, relating to State Real Estate Commission; to provide that the director shall not be an officer or paid employee of any real estate association or group of real estate dealers or brokers; and to repeal the original section.

LEGISLATIVE BILL 469. By Robert D. McNutt of Lancaster.

A bill for an act relating to insurance; to provide a procedure for changing the method of doing business by domestic insurance companies from that of a stock company to that of a mutual company, including the ascertainment of the value of the interest of the stockholders thereof in the company, and the retirement of such stock and transferring the management of the company to the policyholders of the company; and to declare an emergency.

LEGISLATIVE BILL 470. By William Moulton of Douglas.

A bill for an act to repeal section 28-949, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments.

LEGISLATIVE BILL 471. By George Syas of Douglas and William Moulton of Douglas.

A bill for an act to amend section 32-503, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that if a candidate for an elective office, either partisan or nonpartisan, is the incumbent of another partisan or nonpartisan office, the filing of the requisite nomination papers of such incumbent for any other partisan or nonpartisan office shall be perfected at least fifty days prior to the date of the primary; to provide for a vacancy in the elective office of the incumbent; and to repeal the original section.

LEGISLATIVE BILL 472. By Charles F. Tvrdik of Douglas.

A bill for an act relating to the Code of Civil Procedure; to provide for contribution among tortfeasors and release of tortfeasors; to establish a third party practice where tortfeasors are involved; to provide procedure enabling recovery of contribution; to provide procedure in the trial of cases against tortfeasors; to make uniform the law with reference thereto; and to declare an emergency.

LEGISLATIVE BILL 473. By Hal Bridenbaugh of Dakota and Earl J. Lee of Dodge.

A bill for an act to amend sections 39-723.03, 39-723.05, and 39-725, Reissue Revised Statutes of Nebraska, 1943, relating to highways; it shall be unlawful for any person operating any motor truck, truck-tractor, or trailer to carry a load in excess of the carrying capacity on any wheel, on any axle, or on a group of axles as provided by section 39-722, Reissue Revised Statutes of Nebraska, 1943, and to provide a penalty therefor; to remove from section 39-723.05 Reissue Revised Statutes of Nebraska, 1943, the requirement that an offense thereunder be knowingly permitted; to provide that it shall be unlawful for persons operating any freight-carrying vehicles to operate certain vehicles prescribed therein with excess over the carrying weight; to provide penalties upon the amount of excess weights over the lawful carrying capacity of vehicles as prescribed therein; to provide for reducing the overload; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 474. By Hal Bridenbaugh of Dakota.

A bill for an act to regulate the transportation of explosives on the public highways; to define terms; and to provide for penalties.

LEGISLATIVE BILL 475. By Hal Bridenbaugh of Dakota.

A bill for an act to amend section 35-510, Reissue Revised Statutes of Nebraska, 1943, relating to rural fire protection districts; to increase the limit a district may become indebted; and to repeal the original section.

LEGISLATIVE BILL 476. By Hal Bridenbaugh of Dakota, Robert D. McNutt of Lancaster and Ernest A. Hubka of Gage.

A bill for an act to amend section 44-310.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to authorize domestic insurance companies to invest certain of their surplus assets in the stocks of other insurance companies; to define capital as applied to mutual insurance companies and assessment associations; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 477. By Hal Bridenbaugh of Dakota.

A bill for an act relating to revenue and taxation; to provide for transferring of taxes collected to the credit of a drainage district to the general fund of the county when the drainage district has been dissolved for more than ten years.

LEGISLATIVE BILL 478. By Hal Bridenbaugh of Dakota.

A bill for an act relating to cemeteries; to provide that every cemetery association, after the effective date of this act, organized under the provisions of Chapter 12, article 5, Revised Statutes of Nebraska, 1943, and amendments thereof, shall provide for perpetual care of the cemetery as prescribed.

LEGISLATIVE BILL 479. By Arthur Carmody of Hitchcock.

A bill for an act to provide for acquiring a site, and constructing and maintaining a building thereon jointly by cities of the second class and a school district; to provide for approval of agree-

ment by election; to provide the manner of the election and form of ballot; and to provide for issuance of bonds and levy of taxes.

LEGISLATIVE BILL 480. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 44-320, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that retirement of the stock of a domestic stock insurance company under a plan of mutualization of such company and contracts of domestic stock or mutual insurance companies to reinsure or assume the risks and business of another insurance company through reinsurance or consolidation are not sales or purchases of property within the prohibition of this act; and to repeal the original section.

LEGISLATIVE BILL 481. By Charles F. Tvrdik of Douglas, Tom Dooley of Sarpy and Arthur Carmody of Hitchcock.

A bill for an act to create the Nebraska State Turnpike Authority; to define its powers and duties; to provide for the construction, maintenance, repair, and operation of toll turnpikes in the State of Nebraska; to provide for financing such turnpikes by the issuance of turnpike revenue bonds of the Authority, payable solely from tolls and other revenues; to provide for the collection of tolls and other revenues to pay the cost of construction, maintenance, repair, and operation of such projects and to pay the principal of and interest on such bonds; to provide for the validation of the proceedings and bonds of the Authority by court proceedings; and to declare an emergency.

LEGISLATIVE BILL 482. By K. W. Peterson of Custer, Otto H. Liebers of Lancaster and Wm. A. McHenry of Nuckolls.

A bill for an act to amend section 83-124, Revised Statutes Supplement, 1951, relating to state institutions; to remove the provisions for appointment of certain officers by the Board of Control for state institutions; to provide for the appointment of deputies and assistant superintendents; and to repeal the original section.

LEGISLATIVE BILL 483. By Earl J. Lee of Dodge, Hal Bridenbaugh of Dakota and John Aufenkamp of Nemaha.

A bill for an act relating to agriculture; to recognize the Nebraska Swine Producers Association; to provide the duties and objects of the association; to provide the powers of the executive committee; to provide for personnel, and compensation and expenses of its officers.

LEGISLATIVE BILL 484. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to liquors; to provide that manufacturers, distributors, and wholesalers of alcoholic liquors shall file price schedules with the Nebraska Liquor Control Commission; to require such persons to conform to such price schedules; to limit the amount of discount to be given for quantity purchases; to forbid certain practices; and to provide penalties.

LEGISLATIVE BILL 485. By Hugh Carson of Valley, Otto H. Liebers of Lancaster and William Moulton of Douglas.

A bill for an act relating to livestock; to provide for a brucellosis control program on a cooperative basis with the federal government; to define terms; to provide procedure for forming areas for the control of brucellosis; to provide testing of cattle as prescribed; to provide for the expense of such tests; to provide for reimbursement by certain counties; to provide for rules and regulations; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 486. By Hugh Carson of Valley, Arthur Carmody of Hitchcock and Terry Carpenter of Scotts Bluff.

A bill for an act relating to civil administration departments of the State of Nebraska; to create the Department of Motor Vehicles; to provide for the appointment of a Director of the Department of Motor Vehicles as head of the Department of Motor Vehicles; to provide the term of office, qualifications, and salary of the director; to define functions, powers, and duties of the Department of Motor Vehicles and the director; to provide for the transfer, reallocation, and assignment of existing functions, powers, and duties of the Department of Roads and Irrigation, division of motor vehicles, and the State Engineer to the Department of Motor Vehicles and the director thereof; to provide for transfer of records, books, files and other physical property as prescribed; to provide for a seal; to amend section 81-101, Re-issue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 487. By D. J. Cole of Cherry.

A bill for an act relating to educational lands and funds; to provide for leasing of the Northeast Quarter of the Southeast Quarter of Section 31, Township 34 North, Range 27, Section 32 and lots 1 and 2, and the West Half of the Southeast Quarter of Section 33, and the West Half of Section 33, Township 34 North, Range 27, all in Cherry County, Nebraska, and West of the 6th Principal Meridian in the manner prescribed by law for leasing common school lands; to provide that a certain parcel may be sold at public auction and for that purpose may be subdivided; to provide where the funds and the proceeds of any sale or lease shall be placed; and to declare an emergency.

LEGISLATIVE BILL 488. By Howard L. Britt of Lancaster, Robert D. McNutt of Lancaster and Otto H. Liebers of Lancaster.

A bill for an act to amend section 83-242, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Home for Dependent Children; to include the cost of education in the cost to be paid by the parents or guardians of the children, or provided for by the county board of the county where the child resides; to provide for the payment of tuition to the school district within which the Home for Children is located, for children received by the Home for Children from outside of such school district and attending the public schools; and to repeal the original section.

LEGISLATIVE BILL 489. By Howard L. Britt of Lancaster.

A bill for an act relating to highways; to define terms; to provide for the apportionment of federal aid secondary road funds among the state and the various counties; to provide the basis of such apportionment; to provide the duties of certain public officials; to provide the procedure by which the counties may use such funds; and to provide the effect of the failure of any county to use such funds apportioned to such county.

LEGISLATIVE BILL 490. By Howard L. Britt of Lancaster.

A bill for an act to amend section 66-422, Reissue Revised Statutes of Nebraska, 1943, and section 66-424.01, Revised Statutes Supplement, 1951, relating to motor vehicle fuels; to change the allocation of the Gasoline Tax Fund; and to repeal the original sections.

LEGISLATIVE BILL 491. By Howard L. Britt of Lancaster.

A bill for an act to amend sections 60-302, 60-311.02, 60-311.04, 60-323, and 60-331, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide what information shall be furnished in the application for registration of a motor vehicle; to provide for displaying the gross licensed weight of trucks, trailers, and buses on the door of such vehicle; to provide that truck-tractors shall be issued and shall display only one license plate; to provide a different basis for registering trucks and truck-tractors, and the fees to be charged therefor; and to repeal the original sections, and also sections 60-311.03 and 60-330, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 492. By Howard L. Britt of Lancaster.

A bill for an act to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to prohibit shooting across any public highway at any bird or animal protected by Chapter 37; and to repeal the original section.

LEGISLATIVE BILL 493. By Howard L. Britt of Lancaster and C. C. Lillibridge of Saline.

A bill for an act to amend sections 32-403, 32-404, 32-412, 32-413, 32-420, 32-421, 32-424, 32-425, 32-428, 32-434, 32-437, 32-451, 32-453, 32-496, 32-498, 32-4,106, 32-504, 32-513, 32-514, 32-515, 32-516, 32-522, 32-534, 32-537, 32-538, 32-550, 32-716, and 70-615, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to correct errors in and clarify provisions of the comprehensive recodification of Chapter 32, Revised Statutes of Nebraska, 1943, and amendments thereto, enacted by the Sixty-second Session of the Nebraska Legislature; and to repeal the original sections.

LEGISLATIVE BILL 494. By Glenn Cramer of Boone and Herbert J. Duis of Dawson.

A bill for an act relating to schools; to create a county school system; to provide that the system shall embrace all public schools of the county in Classes I, II, and IV; to provide that Class III districts may become a part of the system by vote of electors; to provide for a county board of education; to provide for members of the board, for their election, office space, powers, and duties; to provide duties for the county superintendent; to provide for federal cooperation; and to provide the extent of the powers and duties expressed in this act.

LEGISLATIVE BILL 495. By Robert D. McNutt of Lancaster and Ralph W. Hill of Thayer.

A bill for an act to repeal sections 2-106, 2-107, 2-108, and 2-109, Revised Statutes of Nebraska, 1943, and section 2-110, Revised Statutes Supplement, 1951, relating to State Board of Agriculture and State Fair.

LEGISLATIVE BILL 496. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-507, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of the property received or stolen before being imprisoned as prescribed; and to repeal the original section.

LEGISLATIVE BILL 497. By John J. Larkin, Jr. of Douglas, George Syas of Douglas and William Moulton of Douglas.

A bill for an act to amend sections 81-115 and 81-117, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to eliminate the requirement that department heads and employees work Saturday mornings; to permit employees to be paid extra compensation for overtime; and to repeal the original sections.

LEGISLATIVE BILL 498. By John Aufenkamp of Nemaha.

A bill for an act to amend section 77-1603, Reissue Revised Statutes of Nebraska, 1943, relating taxation; to authorize the county board of any county to transfer, by resolution entered on its records, money received from the levy for the county road fund or the county bridge fund from one fund to the other as need may arise; and to repeal the original section.

LEGISLATIVE BILL 499. By John Aufenkamp of Nemaha, Otto Kotouc Sr. of Richardson and John E. Beaver of Cumming.

A bill for an act to amend section 31-436, Reissue Revised Statutes of Nebraska, 1943, relating to drainage districts; to provide for distribution of funds on hand or to be collected when a district is dissolved; and to repeal the original section.

LEGISLATIVE BILL 500. By Monroe Bixler of Sioux, Arthur Carmody of Hitchcock and D. J. Cole of Cherry.

A bill for an act to amend section 79-1302, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the apportionment of school funds apportioned to counties shall be pro rata to the enrollment of pupils in the county rather than by the enumeration of pupils in the county; and to repeal the original section.

LEGISLATIVE BILL 501. By Monroe Bixler of Sioux.

A bill for an act relating to educational lands; to provide that the Game, Forestation, and Parks Commission may acquire any portion of educational lands for purposes of the commission; and to provide the procedure of condemnation.

LEGISLATIVE BILL 502. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-1213, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the amount of insufficient-fund checks to be issued before committing a felony; to increase the penalty for issuing, drawing, uttering, making, or delivering insufficient-fund checks of one hundred dollars or less; and to repeal the original section.

LEGISLATIVE BILL 503. By Monroe Bixler of Sioux.

A bill for an act relating to parks and forestry; to create the Nebraska State Board of Parks and Forestry; to provide for its members, and their appointment, terms of office, compensation, and duties; to provide for a State Park Superintendent, assistant and district superintendents, their compensation and duties; to provide for the transfer of powers, duties, and functions from the Game, Forestation and Parks Commission with respect to administration of parks, forests and recreation grounds; and to repeal section 85-163.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 504. By Otto H. Liebers of Lancaster, K. W. Peterson of Custer and Tom Coffey of Harlan.

A bill for an act to amend sections 81-230 and 81-258, Reissue Revised Statutes of Nebraska, 1943, relating to the dairy

industry; to redefine terms; to redefine unlawful trade practices; and to repeal the original sections.

LEGISLATIVE BILL 505. By K. W. Peterson of Custer.

A bill for an act to amend section 23-601, Revised Statutes Supplement, 1951, relating to predatory animals; to provide that bounties on wolves, foxes, coyotes, or wildcats may be paid at the option of the county board; and to repeal the original section.

LEGISLATIVE BILL 506. By Glenn Cramer of Boone.

A bill for an act to amend section 79-486, Revised Statutes Supplement, 1951, relating to schools; to provide that the school board of any district closed under the provision of this act shall be required to enter into contracts with school districts of the choice of the parents of the children to be educated, but the total cost for tuition and transportation shall not exceed the average cost of the operation of the schools of this class in the county that are actually open and in operation; and to repeal the original section.

Mr. Burney Presiding

NOTICE OF COMMITTEE HEARINGS

Budget

L. B. 290	Wednesday, February 11, 1953	2:00 p.m.
L. B. 342	Wednesday, February 11, 1953	2:15 p.m.
L. B. 278	Wednesday, February 18, 1953	2:00 p.m.
L. B. 321	Wednesday, February 18, 1953	2:30 p.m.

Education

L. B. 52	Tuesday, February 10, 1953	2:00 p.m.
L. B. 56	Tuesday, February 10, 1953	2:00 p.m.
L. B. 158	Tuesday, February 10, 1953	2:00 p.m.

SELECT FILE

LEGISLATIVE BILL 80.

E and R amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 2.

E and R amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 8.

E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 40.

E and R amendment found in the Legislative Journal for the Nineteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 65.

E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 79.

E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 20.

E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 507. By Glenn Cramer of Boone.

A bill for an act to amend section 79-426.15, Revised Statutes Supplement, 1951, relating to schools; to provide that the county committee shall give the notice of election on the reorganization plan; to change the manner of conducting and holding an election; to provide for expenses of election where the proposed plan of reorganization involves territory in more than one county; and to repeal the original section.

LEGISLATIVE BILL 508. By Herbert J. Duis of Dawson.

A bill for an act to amend section 81-1002, Reissue Revised Statutes of Nebraska, 1943, relating to state-owned motor vehicles; to authorize the head of each department, board, bureau, or commission, subject to the approval of the Governor, to establish a car pool, to designate a subordinate officer or employee to have charge and supervision thereof, and to prescribe rules and regulations governing the operation and use of motor vehicles assigned to such car pool; and to repeal the original section.

LEGISLATIVE BILL 509. By Herbert J. Duis of Dawson.

A bill for an act relating to agriculture; to provide that the provisions of sections 2-910 to 2-951, Revised Statutes of Nebraska, 1943, and amendments thereof, shall also provide for and include pest control; and to provide that whenever the words eradication of noxious weeds are used in such sections they shall include pest control.

LEGISLATIVE BILL 510. By Herbert J. Duis of Dawson.

A bill for an act relating to reorganization of executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture and Inspection to the Nebraska State Railway Commission with respect to administration of the laws of itinerant merchants as provided in Chapter 60, article 7, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the name of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 511. By William Moulton of Douglas, Richard D. Marvel of Adams and John J. Larkin, Jr. of Douglas.

A bill for an act to amend section 48-203, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no female shall be employed in metropolitan, primary, and first class cities by any employer of twenty-five or more people more than nine hours during any one day or more than fifty-four hours in one week; and to repeal the original section.

LEGISLATIVE BILL 512. By George Syas of Douglas, Joseph D. Martin of Hall and Monroe Bixler of Sioux.

A bill for an act to amend section 44-1607, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide requirements for group life insurance policies issued to credit unions; and to repeal the original section.

LEGISLATIVE BILL 513. By Joseph D. Martin of Hall.

A bill for an act to amend section 60-901, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to exclude Nebraska used car dealers from the provisions of Chapter 60, article 9, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 514. By Hugh Carson of Valley.

A bill for an act to amend sections 53-103, 53-108, 53-109, 53-110, 53-111, 53-112, 53-113, 53-114, 53-115, 53-116, 53-117, 53-118, 53-119, 53-120, 53-121, 53-122, 53-123, 53-123.05, 53-124, 53-125, 53-126, 53-127, 53-128, 53-129, 53-130, 53-131, 53-132, 53-133, 53-134, 53-136, 53-137, 53-138, 53-138.01, 53-138.02, 53-139, 53-140, 53-141, 53-142, 53-145, 53-146, 53-150, 53-151, 53-152, 53-153, 53-154, 53-155, 53-156, 53-157, 53-158, 53-159, 53-160, 53-161, 53-162, 53-163, 53-165, 53-166, 53-167, 53-168, 53-176, 53-177, 53-179, 53-187, 53-188, 53-195, 53-198, 53-199, 53-1,100, 53-1,104, 53-1,114, 53-1,115 and 53-1,117, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to redefine terms; to change the manner of administration from a commission to a state director; to provide for appointment, powers, duties, term, and salary of such director; to provide for an appeal board, their appointment, duties, and salaries; to provide for hearings and appeals; and to repeal the original sections, and also sections 53-105, 53-106, 53-107 and 53-1,116, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 515. By Otto H. Liebers of Lancaster, Howard L. Britt of Lancaster and Robert D. McNutt of Lancaster.

A bill for an act to amend section 12-101, Revised Statutes of Nebraska, 1943, relating to cemeteries; to give the trustees of Wyuka Cemetery additional powers; to authorize them to pay for improvements of streets, alleys, public ways, or grounds abutting cemetery property; and to repeal the original section.

LEGISLATIVE BILL 516. By Robert D. McNutt of Lancaster, Howard L. Britt of Lancaster and Otto H. Liebers of Lancaster.

A bill for an act relating to school lands and funds; to provide for the sale of all lots or tracts of land located within the corporate limits of the city of Lincoln, Nebraska, which lands are not designated for any particular use and the title is now vested in the State of Nebraska; to provide the manner of such sale; to provide the money received from such sales shall be placed in the Permanent School Fund; and to declare an emergency.

LEGISLATIVE BILL 517. By D. J. Cole of Cherry, J. L. Brown of Keith and Glenn Cramer of Boone.

A bill for an act to amend section 79-1310, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that county superintendents shall, with the approval of the county board, have authority to retain the money received from the Forest Reserve Fund to be allocated to Class I school districts of the county to be used for establishment and support of a county circulating library for Class I school districts; and to repeal the original section.

UNANIMOUS CONSENT—Return to General File

Mr. Diers asked unanimous consent to refer L. B. 41 back to General File for a specific amendment to include "The Young Women's Christian Ass'n of the U. S. A." and "Nebraska District Young Women's Christian Ass'n.". Consent was granted and it was so ordered.

RECESS

At 11:50 a. m., on a motion by Mr. Klaver, the Legislature recessed until 4:30 p. m.

AFTER RECESS

The Legislature reconvened at 4:32 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Lusinski, Pizer and Williams, who were excused.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 518. By Herbert J. Duis of Dawson.

A bill for an act relating to apportionment; to reapportion the Legislature districts of the State of Nebraska according to the population in accordance with last preceding federal census; and to repeal section 5-104, Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 519. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 84-202, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Justice; to remove the provision that the Department of Justice shall not have charge and control of all the legal business of the military department bureaus or military offices of the state, and to repeal the original section.

LEGISLATIVE BILL 520. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 81-523, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the date of payment of the fire marshal tax; to change the insurance companies that shall be liable for such tax; to prescribe the method of calculation and payment of such tax; and to repeal the original section.

LEGISLATIVE BILL 521. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 44-119.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to increase the salaries of actuaries, chief examiners, actuarial examiners, senior examiners, and junior examiners; to provide the increases that such persons may receive for years of service; to provide that increases must be approved by the Director of Insurance; to provide when changes in such salaries shall become operative; and to repeal the original section.

LEGISLATIVE BILL 522. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 44-332, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the licensing of insurance brokers; to change the fees that shall be paid for licensing of agents and brokers of insurance companies; to provide when such fees shall be paid; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 523. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 44-107.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that domestic insurance companies shall reimburse the Department of Insurance for the expenses of examination; to prescribe the maximum expense for the salary of each examiner; and to repeal the original section.

LEGISLATIVE BILL 524. By Otto Kotouc, Sr. of Richardson.

A bill for an act to amend section 81-503, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide that the salary of the assistant fire marshal and the deputy fire marshals shall be fixed by the Governor; to provide when a change in such salaries shall become operative; and to repeal the original section.

LEGISLATIVE BILL 525. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend sections 39-835, 39-836, 39-837, 39-838, 39-840, 39-841, and 39-842, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that provisions of sections 39-835 to 39-842, Reissue Revised Statutes of Nebraska shall authorize the construction of roads, highways, and bridges; to authorize the issuance of bonds to pay the cost thereof; to provide the procedure for issuing such bonds; to prescribe the terms, provisions, conditions, and limitations of the bonds; to repeal the original sections, and also section 39-839, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 526. By George Syas of Douglas, Monroe Bixler of Sioux and Charles F. Tvrdik of Douglas.

A bill for an act relating to railroads; to provide for minimum clearance requirements in the construction or reconstruction of

railroad tunnels, bridges, or other structures adjacent to or above railroad tracks; to define clearances; to provide for the enforcement of this act; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 527. By Charles F. Tvrdik of Douglas.

A bill for an act to amend section 83-220, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to authorize the Board of Control to transfer feeble-minded children from state institutions to the Nebraska Institution for the Feeble-minded; to give effect to such order of transfer; and to repeal the original section.

LEGISLATIVE BILL 528. By K. W. Peterson of Custer and Karl E. Vogel of Douglas.

A bill for an act to amend sections 77-2414 and 77-2416, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the requirements and form of the statement on vouchers; to eliminate the requirement that claimants shall take an oath or affirm to the correctness of items of the vouchers; to provide penalties; and to repeal the original section, and also section 77-2415, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 529. By Herbert J. Duis of Dawson.

A bill for an act relating to public power and irrigation districts; to provide that members of the board of directors, officers and the attorney of public power districts must reside with the watershed in which the public power district is located.

LEGISLATIVE BILL 530. By Sam Klaver of Douglas.

A bill for an act to amend section 89-165, Reissue Revised Statutes of Nebraska, 1943, relating to weights and measures; to bring fancy breads within the provisions of sections 89-164 to 89-167, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 531. By Terry Carpenter of Scotts Bluff.

A bill for an act relating to liquors; to require minimum consumer retail price schedules relating to the sale of liquor, wine, and beer to be filed with the Nebraska Liquor Control

Commission by wholesalers or manufacturers; to require retail off-sale licensees to display such schedules in their places of business; to forbid retail off-sale licensees to sell liquor, wine, or beer at prices less than shown on such schedules; to permit certain exceptions; and to provide penalties.

LEGISLATIVE BILL 532. By Ernest A. Hubka of Gage.

A bill for an act to amend sections 32-537 and 32-538, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to restate when a vacancy shall exist on the nonpolitical ballot after a primary election; and to repeal the original sections.

LEGISLATIVE BILL 533. By Terry Carpenter of Scotts Bluff.

A bill for an act to amend section 70-650, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to require the sale by any public power district or public power and irrigation district to cities and villages of the electric distribution system situated within or partly within such city or village; to provide the procedure for determining the purchase price; to authorize cities and villages to purchase and the method of financing the purchase of such system; and to repeal the original section.

LEGISLATIVE BILL 534. By John J. Larkin, Jr. of Douglas.

A bill for an act relating to county government and officers; to provide the length of the basic work week for certain county employees in counties having a population of over two hundred thousand inhabitants, and the days which shall be considered work days; and to declare an emergency.

LEGISLATIVE BILL 535. By Charles F. Tvrdik of Douglas.

A bill for an act to amend section 83-341, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to provide that it shall be mandatory upon the county board of mental health to make provision for the care of a patient within the county when application is made for the transfer of that patient to the county for care outside of the hospital as prescribed; and to repeal the original section.

LEGISLATIVE BILL 536. By Charles F. Tvrdik of Douglas.

A bill for an act to amend sections 60-311.02, 60-329, 60-331, 60-332, and 60-335, Reissue Revised Statutes of Nebraska, 1943,

relating to motor vehicles; to change number plates, registration fees for trucks, trailers, and passenger cars for hire; to provide for carrying a load for farm or ranch operated trucks; to provide registration fees for trailers; to eliminate motor vehicles owned by the United States government from the class on which no registration fee shall be charged; and to repeal the original sections, and also sections 60-311.03 and 60-330, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 537. By Charles F. Tvrdik of Douglas and Herbert J. Duis of Dawson.

A bill for an act to amend sections 60-505 and 60-507, Reissue Revised Statutes of Nebraska, 1943, relating to Motor Vehicle Safety Responsibility Act; to increase the amount of damages a person shall sustain to his motor vehicle before a report shall be filed with the Department of Roads and Irrigation or that a license may be suspended; to provide when a person shall be deemed to have complied with such act; to provide duties upon insurance companies; and to repeal the original sections.

LEGISLATIVE BILL 538. By Charles F. Tvrdik of Douglas, Earl J. Lee of Dodge and Otto H. Liebers of Lancaster.

A bill for an act relating to paupers and public assistance; to provide for reorganization of the state and county public welfare division; to provide for appointment of the State Director of Public Welfare and county director of public welfare, and their salaries, to define the functions, powers, and duties of the State Board of Public Welfare, State Director of Public Welfare, county board of public welfare and county director of public welfare; to provide for the transfer, reallocation, and assignment of existing functions to the newly created boards and directors; and to repeal sections 43-502, 68-201, 68-303, 68-305, 68-306, 68-316, 68-324, and 68-401, Reissue Revised Statutes of Nebraska, 1943, and section 68-304, Revised Statutes Supplement, 1951.

LEGISLATIVE BILL 539. By John Aufenkamp of Nemaha.

A bill for an act to amend section 89-112, Reissue Revised Statutes of Nebraska, 1943, relating to weights and measures; to provide that when certain fruits are sold by the bushel, the measure thereof shall be ascertained by cubic capacity of the container, rather than by weight; and to repeal the original section.

LEGISLATIVE BILL 540. By W. J. Williams of Buffalo and Joseph D. Martin of Hall.

A bill for an act to amend section 72-721, Revised Statutes Supplement, 1951, relating to public lands and buildings; to impose additional duties upon the Capitol Mural Commission; to provide for a study and report on plans, working drawings, and specifications for the painting and erection of a continuous panoramic mural on the walls of the ground floor of the State Capitol depicting the ninety-three counties of the state; and to repeal the original section.

LEGISLATIVE BILL 541. By Glenn Cramer of Boone.

A bill for an act relating to schools; to authorize a tax levy of one mill for the years 1953 and 1954; to provide the purpose of the levy and how it shall be disbursed; and to declare an emergency.

LEGISLATIVE BILL 542. By William Moulton of Douglas and Karl E. Vogel of Douglas.

A bill for an act to amend section 68-101, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to increase the amount persons liable for the support of his or her father, grandfather, mother, grandmother, child or grandchild, sister or brother shall forfeit and pay the county board; and to repeal the original section.

LEGISLATIVE BILL 543. By George Syas of Douglas and John Aufenkamp of Nemaha.

A bill for an act to amend section 68-206.01, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to provide that warrants for services shall be drawn payable to the person or institution supplying the service and not jointly with the old age recipient; and to repeal the original section.

LEGISLATIVE BILL 544. By George Syas of Douglas and William Moulton of Douglas.

A bill for an act to amend sections 68-115, 68-228, and 68-419, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to redefine legal settlement; to provide what county shall be liable for old age and blind assistance; and to repeal the original sections.

LEGISLATIVE BILL 545. By J. L. Brown of Keith, D. J. Cole of Cherry and A. A. Fenske of Cheyenne.

A bill for an act to amend section 23-278, Revised Statutes of Nebraska, 1943, relating to counties; to provide the method of voting by supervisors at a board of supervisors meeting; to provide for recording the vote by the county clerk and making it a part of the proceedings of the board; and to repeal the original section.

LEGISLATIVE BILL 546. By John Adams, Sr. of Douglas.

A bill for an act to amend section 71-177, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to define chiropractic; to prescribe the rights of persons licensed to practice chiropractic; and to repeal the original section.

LEGISLATIVE BILL 547. By K. W. Peterson of Custer.

A bill for an act to amend section 37-304.02, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to eliminate the provision which requires the payment of two dollars for each beaver killed or destroyed; and to repeal the original section.

LEGISLATIVE BILL 548. By W. J. Williams of Buffalo.

A bill for an act to amend section 75-223, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 549. By Robert D. McNutt of Lancaster, by request.

A bill for an act to amend sections 32-1120 and 32-1121, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the statement required shall not apply to money received for and paid to the treasurer of another political committee, and the information required shall be furnished to and be reported to the treasurer of the committee receiving the money; to eliminate the provisions and requirements for persons contributing more than two hundred fifty dollars to any campaign fund; and to repeal the sections, and also section 32-1122, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 550. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-508, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments;

to increase the value of goods and chattels in the crime defined; and to repeal the original section.

LEGISLATIVE BILL 551. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-513, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of goods and chattels in the crime defined; and to repeal the original section.

LEGISLATIVE BILL 552. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 77-1604, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to make the levy for the mothers' pension fund optional; and to repeal the original section.

LEGISLATIVE BILL 553. By Robert D. McNutt of Lancaster.

A bill for an act to amend section 28-583, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the amount of damage to equipment of railroad for the crime defined; and to repeal the original section.

LEGISLATIVE BILL 554. By K. W. Peterson of Custer.

A bill for an act relating to irrigation; and to authorize and permit the granting of additional and supplemental appropriations for irrigation of land.

LEGISLATIVE BILL 555. By Robert D. McNutt of Lancaster, by request.

A bill for an act to amend section 31-533 Reissue Revised Statutes of Nebraska, 1943, relating to sanitary drainage districts; to increase the salaries of trustees of sanitary drainage districts; to provide when such increase may become operative; and to repeal the original section.

LEGISLATIVE BILL 556. By Monroe Bixler of Sioux and Richard D. Marvel of Adams.

A bill for an act to amend section 72-201, Revised Statutes Supplement, 1951, relating to public lands and buildings; to provide that the salary of the secretary of the Board of Educational Lands and Funds shall be fixed by the Board of Educational

Lands and Funds; to provide when a change in such salary shall become operative; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 557. By William Moulton of Douglas.

A bill for an act to amend section 28-929, Revised Statutes Supplement, 1951, relating to crimes and punishments; to provide additional penalties for debauching minors; and to repeal the original section.

LEGISLATIVE BILL 558. By John J. Larkin, Jr. of Douglas.

A bill for an act to regulate fair employment practices; to define terms; to declare the public policy of the state with respect to discrimination in employment; to prescribe what shall be deemed unfair employment practices; to provide for recognition in contracts of public policy against discrimination; to provide for enforcement of this act; to provide for an educational program; to confer powers with respect to enforcement on the Department of Labor; to provide for judicial review of orders of the Department of Labor; to provide penalties; to state validity and construction clauses; and to provide manner of citation of act.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

L. B. 343	Monday, February 9, 1953	2:00 p.m.
L. B. 348	Monday, February 9, 1953	2:00 p.m.
L. B. 351	Monday, February 9, 1953	2:00 p.m.
L. B. 360	Monday, February 9, 1953	2:00 p.m.
L. B. 372	Monday, February 9, 1953	2:00 p.m.
L. B. 188	Monday, February 9, 1953	2:00 p.m.

Banking, Commerce and Insurance

L. B. 271	Tuesday, February 10, 1953	2:00 p.m.
L. B. 253	Tuesday, February 17, 1953	2:00 p.m.
L. B. 269	Tuesday, February 17, 1953	2:00 p.m.
L. B. 287	Tuesday, February 17, 1953	2:00 p.m.
L. B. 255	Thursday, February 19, 1953	2:00 p.m.
L. B. 280	Thursday, February 19, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL 81. Placed on General File.

(Signed) Charles Wilson, Chairman

Unanimous Consent—Add Co-introducers

Mr. Hill asked unanimous consent that Mr. Dooley's name be added as a co-introducer of L. B. 390. Consent was granted and it was so ordered.

Mr. Martin asked unanimous consent that Mr. Shultz's name be added as a co-introducer of L. B. 429. Consent was granted and it was so ordered.

Mr. Vogel asked unanimous consent that Mr. Britt's name be added as a co-introducer of L. B. 236. Consent was granted and it was so ordered.

Adjournment

At 5:00 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Tuesday, February 3, 1953.

Hugo F. Srb

Clerk of the Legislature

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, February 3, 1953

Pursuant to adjournment, the Legislature met at 10:03 a. m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lusinski and McNutt, who were excused.

Mr. McNutt was excused for Wednesday, February 4, 1953.

The Journal for the Twentieth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 248	Wednesday, February 11, 1953	2:00 p. m.
L. B. 254	Wednesday, February 11, 1953	2:00 p. m.
L. B. 245	Monday, February 16, 1953	2:00 p. m.

Bills Referred to Standing Committee

L. B.	Committee
375.....	Government
376.....	Miscellaneous Appropriations and Claims
377.....	Agriculture
378.....	Judiciary
379.....	Judiciary
380.....	Government
381.....	Government
382.....	Government

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 53. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Enrollment and Review

LEGISLATIVE BILL 61. Placed on Select File as amended.

E and R amendments to L. B. 61:

1. In the bill, section 1, page 2, line 3, and also in line 9, after the word "by" insert the word "*the*"; in line 14, before the comma insert "*by Chapter 32*"; and in line 18, strike "*unless filled*" and in lieu thereof insert "*for that party, but this provision shall not prevent a person filing for such office as a candidate unless filled*".

2. In the bill title, line 4 of original bill (3 of printed bill) insert the word "*the*" after the word "*for*"; in the 4th line after the word "*when*" insert "*the*"; in line 6 of original bill (5 of printed bill) strike the word "*more*" and in lieu thereof insert "*not more than forty days nor less*"; and in line 7 of original bill (6 of printed bill) before the semicolon insert "*and when such death occurs more than forty days prior to a general election; to provide the effect of a failure of a political party to nominate a candidate for any office at the primary election; to provide a savings clause*".

LEGISLATIVE BILL 82. Placed on Select File as amended.

E and R amendments to L. B. 82:

1. Strike second standing committee amendment and in lieu thereof in the bill, section 1, page 2 strike lines 30-32 inc. beginning with "*Every*", and show old original matter as stricken matter.

2. In the bill title, lines 6 and 7 of original bill (5 and 6 of printed bill) strike "*;*" to change the nature of interest and manner of changing" and in lieu thereof insert "*and the scope of such beneficiaries; to change the nature of the interest of*"; and in line 8 of original bill (7 of printed bill) after the semicolon

insert "to permit the insured members to change the beneficiary or beneficiaries of such contracts in accordance with the constitution or by-laws of the society;"

LEGISLATIVE BILL 147. Placed on Select File as amended.

E and R amendment to L. B. 147:

1. In the bill, section 2, page 4, line 4, before the word "The" insert "(1)"; in line 16 insert a comma before the word "and"; and in line 25 insert "(2)" before the word "The".

LEGISLATIVE BILL 34. Placed on Select File as amended.

E and R amendments to L. B. 34:

1. In the bill, section 1, page 2, line 1, strike the word "Statutes"; in line 3 before the word "When" insert "(1)"; in line 8 strike "who are all" and in lieu thereof insert "*as fixed by the county board. All members of such board of hospital trustees shall be who are all*"; in line 11 before the period insert "*from the date they are appointed, if the county board provides for a three member board, otherwise one additional member shall be appointed for four years and one for six years*"; in line 11 and 12 strike "*present members or their successors*" and in lieu thereof insert "*members, who are serving as such trustees at the time of a change from a three member to a five member board,*"; in line 15 strike the comma after the word "years"; in line 16 strike the word "all" and show the same as stricken matter; in line 17 after the period insert "(2)".

2. Add a new section at the end of the bill as follows:

"Sec. 2. That original section 23-343.01, Revised Statutes Supplement, 1951, is repealed."

3. In standing committee amendment No. 3, change the place where the newly inserted matter is placed from line 9 to line 31 after the period and insert "(3)" before the word "When" in the newly inserted matter.

4. Before the last period in the newly inserted matter in standing committee amendment No. 3 insert "*for the unexpired term of such member as provided by section 23-343.09*".

5. In the bill title, strike all the title after"; to" in the third line thereof and the amendment thereto and in lieu thereof insert

"permit the county board to increase the number of members of the board of hospital trustees to five or to set said number at three or five members; to fix the terms of office; to provide that the unexcused absence of a member as prescribed shall create a vacancy on said board of trustees; to provide for the filling of such a vacancy; to provide certain procedure; and to repeal the original section."

(Signed) Joseph D. Martin, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 1. Placed on General File.

LEGISLATIVE BILL 180. Placed on General File.

LEGISLATIVE BILL 129. Placed on General File.

(Signed) Ralph W. Hill, Chairman

REPORT OF STATE TAX COMMISSIONER

STATE TAX COMMISSIONER

Lincoln 9 - Nebraska

January 30, 1953

To the President, the Speaker and Members of the Legislature:

Pursuant to the provisions of Section 68-618, R. S. Supp. 1951, I am submitting herewith a report on the operation of social security coverage for public employees in Nebraska.

At the present time there are, in addition to the 41 state agencies automatically covered by the 1951 act, 351 political subdivisions which have entered into agreements with this office whereby social security coverage has been extended to their employees. Included are the following:

- 191 cities
- 87 counties
- 29 power and irrigation districts
- 16 noxious weed districts
- 13 townships
- 7 soil conservation districts
- 2 housing authorities
- 1 cemetery association
- 1 municipal university
- 1 sanitary district

- 1 county board of health
- 1 airport corporation
- 1 bridge commission

A detailed listing of the units of government covered, together with the approximate number of employees for each, has been compiled in tabular form and is appended to this report. It should be noted, that based upon the last quarterly report, there were a total of 21,290 public employees under social security coverage in Nebraska.

Quarterly remittances to the Federal Security Agency include both the employer's and the employee's share of the tax. These, of course, have been sizable and are listed for each calendar quarter since the law has been in effect as follows:

Calendar quarter ending—

March 31, 1951	\$ 231,436.76
June 30, 1951	285,241.89
September 30, 1951	305,151.75
December 31, 1951	292,077.95
March 31, 1952	316,437.04
June 30, 1952	349,017.10
September 30, 1952	350,614.94
December 31, 1952	305,694.37
Total	\$2,435,671.80

When cost of administration is considered, our records indicate that approximately \$12,500.00 per year should be allotted for the carrying out of the provisions of this law. This amount should not be regarded as being entirely additional expense to the State, however, since a considerable portion of the program has been put into effect by delegating additional duties to regular personnel. As a matter of fact, it has been necessary to employ only one additional person for the operation of the social security program.

The act as presently written provides only a 6% interest charge as a penalty for delinquent reports (Sec. 68-611), and when the tax due from some of the smaller political subdivisions is only a few dollars, we find ourselves utilizing considerable time and postage in an attempt to collect a penalty of less than

a nickel. Furthermore, since the penalty is so small, some political subdivisions are recurringly late in submitting reports. In my opinion a more severe penalty would impress upon them the importance of prompt reporting. Finally, the federal government is quite rigid in its enforcement of penalty assessments, and unless the State maintains a similar attitude toward delinquent subdivisions, the original \$25,000.00 revolving fund will be depleted for interest payments to the Federal Security Agency.

For these reasons it is my recommendation that Section 68-611, R. S. Supp. 1951 be amended to provide for realistic penalties. I am confident that if your Honorable Body decides to so amend the section a more workable arrangement will be effected between this office and the political subdivisions. With the exception of the foregoing, I can report to you that as a whole the law is functioning satisfactorily and economically insofar as it applies to eligible coverage groups.

I feel it also my duty to report, however, that numerous requests for social security coverage have been received from public employees occupying positions which are covered by existing retirement systems, and thereby under federal law are ineligible for social security. Coverage for such individuals can be accomplished only if extended to the whole group, and in order to do so, it would necessitate the abolishment of the existing retirement system. The question involved here is one to be settled by your Honorable Body, and any recommendations on my part would not be proper. I do wish to comment in closing, however, that for example, should the employees of the more than 6,000 school districts of the State, presently under the Nebraska Retirement System, be brought under social security, a rather grave administrative problem would arise. The State of South Dakota has recently taken such action and the difficulties experienced in connection with it are sizable. If such a step is to be made in Nebraska, I am sure that you will give it careful and thorough consideration before reaching a final decision.

Respectfully submitted,

(Signed) Philip K. Johnson
State Tax Commissioner

PKJ:ls
ATT

APPENDIX

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
STATE OF NEBRASKA	6,508	COUNTIES (Cont'd):	
COUNTIES:	6,770	Harlan County	45
Adams County	110	Hayes County	23
Antelope County	68	Hitchcock County	32
Banner County	15	Holt County	74
Blaine County	19	Hooker County	11
Boone County	78	Howard County	37
Box Butte County	60	Jefferson County	67
Boyd County	71	Johnson County	57
Brown County	48	Kearney County	55
Buffalo County	114	Keith County	43
Burt County	70	Keya Paha County	27
Butler County	78	Knox County	79
Cass County	61	Lancaster County	385
Cedar County	77	Lincoln County	98
Chase County	33	Logan County	15
Cherry County	61	Loup County	34
Cheyenne County	77	Madison County	91
Clay County	93	Merrick County	49
Colfax County	63	Morrill County	51
Cuming County	61	Nance County	35
Custer County	97	Nemaha County	61
Dakota County	52	Nuckolls County	55
Dawes County	48	Otoe County	92
Dawson County	78	Pawnee County	78
Deuel County	51	Perkins County	46
Dixon County	64	Phelps County	38
Dodge County	182	Pierce County	50
Douglas County	1,121	Platte County	80
Dundy County	24	Polk County	49
Fillmore County	75	Red Willow County	55
Franklin County	63	Richardson County	92
Furnas County	41	Rock County	26
Gage County	147	Saline County	83
Garden County	34	Sarpy County	60
Gosper County	23	Saunders County	124
Grant County	15	Scotts Bluff County	106
Greeley County	42	Seward County	66
Hall County	118	Sheridan County	39
Hamilton County	72	Sherman County	47
		Sioux County	24

APPENDIX (Continued)

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
COUNTIES (Cont'd):		CITIES AND VILLAGES (Continued):	
Stanton County	52	Village of Bruning	3
Thayer County	94	Village of Bruno	1
Thurston County	62	City of Cambridge	14
Valley County	58	City of Central City	49
Washington County	42	Village of Ceresco	5
Wayne County	55	City of Chadron	83
Webster County	95	Village of Clarks	10
Wheeler County	26	Village of Clarkson	4
York County	103	City of Clay Center	3
CITIES AND VILLAGES: 5,303		Village of Cody	2
City of Ainsworth	23	City of Columbus	92
City of Albion	30	Village of Craig	3
Village of Allen	1	City of Crawford	16
City of Alliance	91	City of Creighton	17
City of Alma	22	Village of Creston	2
Village of Ansley	6	City of Crete	92
City of Arapahoe	20	City of Curtis	11
Village of Arcadia	6	Village of Dakota City	3
City of Ashland	8	Village of Dalton	2
Village of Ashton	1	City of David City	42
City of Auburn	64	Village of Daykin	1
Village of Axtell	1	Village of Decatur	4
Village of Bassett	9	Village of Deshler	8
Village of Battle Creek	16	Village of DeWitt	5
City of Beatrice	84	Village of Diller	9
City of Beaver	23	Village of Dodge	6
City of Bellevue	41	Village of Dorchester	9
Village of Bellwood	3	Village of Eagle	7
Village of Benedict	1	City of Edgar	12
Village of Bertrand	5	Village of Edison	6
City of Blair	49	Village of Elgin	7
City of Bloomfield	12	Village of Elwood	2
Village of Blue Hill	6	Village of Emerson	13
City of Blue Springs	1	Village of Exeter	13
Village of Bradshaw	4	City of Fairbury	80
Village of Brainard	6	City of Falls City	61
City of Bridgeport	24	City of Franklin	16
City of Broken Bow	47	City of Fremont	57
		City of Friend	49

APPENDIX (Continued)

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
CITIES AND VILLAGES (Continued):		CITIES AND VILLAGES (Continued):	
City of Geneva	26	City of Madison	19
City of Genoa	7	City of McCook	83
City of Gering	41	Village of McCool Junction	1
Village of Gibbon	2	Village of Milford	8
Village of Giltner	8	City of Minden	33
Village of Glenvil	9	City of Mitchell	38
City of Gordon	15	Village of Monroe	5
City of Gothenburg	22	Village of Morrill	16
City of Grand Island	225	Village of Mullen	12
Village of Gresham	1	City of Nebraska City	128
Village of Guide Rock	3	City of Neligh	8
Village of Hampton	2	City of Nelson	7
Village of Harrison	3	City of Norfolk	80
City of Hartington	7	Village of North Loup	5
City of Harvard	4	City of North Platte	143
City of Hastings	190	City of Oakland	14
City of Hebron	27	City of Ogallala	26
Village of Hildreth	19	Village of Ohiowa	2
City of Holdrege	51	Village of Ong	8
Village of Hooper	7	City of Ord	36
Village of Howells	10	City of Osceola	7
City of Imperial	31	Village of Overton	3
Village of Jansen	3	Village of Oxford	11
Village of Johnson	1	Village of Papillion	6
City of Kearney	96	City of Pawnee City	16
Village of Kenesaw	8	Village of Paxton	6
City of Kimball	29	Village of Pender	14
Village of Laurel	12	Village of Peru	11
Village of Lawrence	2	Village of Petersburg	10
Village of Leigh	11	City of Plattsmouth	40
Village of Lewellen	2	Village of Plymouth	5
City of Lexington	80	Village of Polk	5
City of Lincoln	948	City of Ravenna	14
Village of Lodgepole	4	City of Red Cloud	38
City of Long Pine	5	City of St. Edward	7
Village of Louisville	14	City of St. Paul	33
City of Loup City	6	City of Schuyler	69
Village of Lynch	1	City of Scottsbluff	118
Village of Lyons	18	City of Scribner	15

APPENDIX (Continued)

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
CITIES AND VILLAGES (Continued):		POWER AND IRRIGATION DISTRICTS:	
City of Seward	35	.....	2,314
Village of Shelby	3	Burt-Washington County	
Village of Shelton	15	Drainage District	8
Village of Shickley	4	Butler County Rural	
City of Sidney	95	Public Power District	13
Village of Snyder	15	Central Nebraska Public	
City of South Sioux City	54	Power and Irrigation	
Village of Spalding	11	District	175
Village of Spencer	5	Consumers Public Power	
Village of Springview	4	District	1,102
City of Stanton	22	Cuming County Rural	
Village of Sterling	7	Public Power District	23
Village of Stratton	9	Elkhorn Rural Public	
City of Stromsburg	21	Power District	28
City of Superior	40	Farmers Irrigation District	13
Village of Sutherland	16	Gering-Fort Laramie	
City of Sutton	24	Irrigation District	39
City of Syracuse	29	Gering Valley Rural	
City of Tecumseh	35	Public Power District	2
City of Tekamah	28	Howard-Greeley Rural	
Village of Trenton	7	Public Power District	19
Village of Ulysses	1	Keith-Lincoln Counties	
City of Valentine	25	Irrigation District	2
Village of Valparaiso	9	Loup River Public	
City of Wahoo	49	Power District	354
Village of Walthill	7	McCook Public Power	
Village of Wausa	17	District	24
Village of Waverly	1	Middle Loup Public Power	
City of Wayne	23	and Irrigation District	14
City of Weeping Water	11	North Loup River Public	
Village of Wellfleet	0	Power and Irrigation	
Village of West Lincoln	4	District	23
City of West Point	24	Northwest Rural Public	
City of Wisner	22	Power District	13
City of Wilber	32	Omaha Public Power	
Village of Wood River	8	District	181
City of Wymore	30	Pathfinder Irrigation	
City of York	51	District	31
Village of Yutan	1	Pioneer Irrigation District	0

APPENDIX (Continued)

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
POWER AND IRRIGATION DISTRICTS (Continued):		NOXIOUS WEED DISTRICTS (Cont'd):	
Platte Valley Public Power and Irrigation District	130	Red Willow County Noxious Weed District	1
Roosevelt Rural Public Power District	10	Saline County Noxious Weed District	2
Southern Nebraska Rural Public Power District	46	Scotts Bluff County Noxious Weed District	2
Stanton County Rural Public Power District	16	Sherman County Noxious Weed District	2
Twin Valleys Public Power District	23	Webster County Noxious Weed District	1
Whitney Irrigation District	5	York County Noxious Weed District	2
York County Rural Public Power District	20		
		TOWNSHIPS:	18
NOXIOUS WEED DISTRICTS:	25	Adams Township (Gage County)	1
Boone County Noxious Weed District	6	Arizona Township (Burt County)	1
Cass County Noxious Weed District	1	Craig Township (Burt County)	2
Clay County Noxious Weed District	1	Dowling Township (Knox County)	1
Custer County Noxious Weed District	1	Elkhorn Township (Cumming County)	1
Dawes County Noxious Weed District	1	Geneva Township (Fillmore County)	1
Lancaster County Noxious Weed District	1	Logan Township (Clay County)	1
Dawson County Noxious Weed District	1	Neligh Township (Cumming County)	2
Lincoln County Noxious Weed District	1	North Loup Township (Valley County)	1
Merrick County Noxious Weed District	1	Olive Township (Butler County)	1
Phelps County Noxious Weed District	1	Ord Township (Valley County)	2

APPENDIX (Continued)

Political Subdivision	No. of Employees	Political Subdivision	No. of Employees
TOWNSHIPS (Cont'd):		HOUSING AUTHORITIES:	
Summit Township		Housing Authority of	
(Burt County)	1	City of Lincoln	22
Webster Township		Housing Authority of	
(Dodge County)	3	City of Omaha	88
SOIL CONSERVATION		MISCELLANEOUS:	
DISTRICTS:	16	Douglas County, North	
Frontier County Soil		Omaha Bridge Commission	11
Conservation District	5	Kearney Municipal	
Gage County Soil		Airport Corporation	24
Conservation District	2	Municipal University	
Johnson County Soil		of Omaha	91
Conservation District	5	Omaha-Douglas County	
Sarpy County Soil		Board of Health	52
Conservation District	1	Sanitary District No. 1	
Turkey Creek Soil		of Lancaster County	26
Conservation District	1	Wyuka Cemetery, Lincoln ..	22
West Richardson Soil			
Conservation District	2		

Unanimous Consent

Mr. Marvel asked unanimous consent to add Mr. Fenske's name as a co-introducer of L. B. 454. Consent was granted and it was so ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 25.

A bill for an act to repeal section 77-2031, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Coffey	Kotouc	Person
Anderson	Cole	Larkin	Peterson
Aufenkamp	Cramer	Lee	Pizer
Beaver	Diers	Liebers	Shultz
Bixler	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	
Carson	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh	Lusienski	McNutt	Tvrdik
Carpenter			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 37.

A bill for an act to amend section 77-1804, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the amount that shall be assessed against lands and town lots to defray the expense of advertising such lands and town lots for sale for delinquent taxes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Carpenter Lusinski McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 15.

A bill for an act to amend section 49-202, Reissue Revised Statutes of Nebraska, 1943, relating to constitutional amendments; to reduce the number of weeks proposed amendments to the Constitution of Nebraska shall be published; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Carpenter Lusinski McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Tvrdik introduced Mr. Lars A. Bruce from Yankton, South Dakota, a former South Dakota legislator.

Mr. Tvrdik introduced a group of seven teachers from Germany who are touring America and will spend the next four weeks in Nebraska.

SELECT FILE

LEGISLATIVE BILL 64. E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 91. E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 92. E and R amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 5. E and R amendments found in the Legislative Journal for the Twentieth Day were adopted.

Advanced to E and R for engrossment.

EASE

The Legislature was at ease from 10:45 a.m. to 11:30 a.m. to watch the movie "The Valley of Still Waters".

Mr. Marvel Presiding

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 89	Tuesday, February 10, 1953	2:00 p.m.
L. B. 272	Tuesday, February 10, 1953	2:00 p.m.
L. B. 302	Tuesday, February 10, 1953	2:00 p.m.
L. B. 335	Tuesday, February 10, 1953	2:00 p.m.

L. B. 300	Thursday, February 12, 1953	2:00 p.m.
L. B. 301	Thursday, February 12, 1953	2:00 p.m.
L. B. 325	Thursday, February 12, 1953	2:00 p.m.
L. B. 369	Thursday, February 12, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 55. Placed on Select File as amended.

E and R amendments to L. B. 55:

1. In the bill, section 6, page 6, line 5 insert the word "*the*" before the word "*same*".
2. Strike the standing committee amendment No. 2 to the title; in the bill title, line 5 before the word "court" insert "county".

LEGISLATIVE BILL 154. Placed on Select File as amended.

E and R amendments to L. B. 154:

1. In the bill, section 1, page 2, line 10, strike the word "*persons*"; in line 18 insert a comma after the word "*selling*"; in line 49 after the word "*all*" insert "*the*"; in line 52 strike the word "*then*" and show the same as stricken matter.
2. In line 6 strike "*inspectors*" and in lieu thereof insert "*inspector*" as in statutes; in lines 13 and 14 strike "*general election polled*" and in lieu thereof insert "*last general state election polled cast*"; in line 16 after the word "*but*" insert "*who*"; in line 24 strike the word "*of*" before "*appointment*" and in lieu thereof insert "*of in regard to the*"; also in same line insert a comma after the word "*removal*".
3. In the bill title, lines 4 and 5 of original (3, 4 and 5 of printed bill) strike "provide for appointment of judges of election boards and counting" and in lieu thereof insert "permit the appointment of a person as a judge of the election or counting"; and in line 9 of original bill (8 of printed bill) before the semicolon insert "as prescribed".

(Signed) Joseph D. Martin, Chairman

GENERAL FILE**LEGISLATIVE BILL 41.** Read and considered.

Mr. Diers' specific amendment found in the Legislative Journal for the Twentieth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 35. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 36. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Laid over until February 9, 1953.

LEGISLATIVE BILL 42. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Nineteenth Day were adopted.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS**Public Works****LEGISLATIVE BILL 4.** Placed on General File as amended.

Standing Committee amendments to L. B. 4:

1. Amend page 4 of the bill, section 3, line 17, by striking the words "sixty-five hundred" and inserting in lieu thereof the words "seven thousand".

2. Amend page 7 of the bill, section 13, line 3, by inserting after the word and punctuation "members." the following: "*The members of the commission shall be paid their mileage, and their expenses while away from home attending the business of the commission.*"

3. Amend page 8 of the bill, section 14, by striking lines 2 to 7, and in line 8 strike "(2)".

4. Amend page 8 of the bill, section 14, by striking line 16, and inserting "*by the State Engineer.*", and in line 19 by striking "the Business Manager and".

5. Amend page 8 of the bill, section 15, lines 10 and 11, by striking "The Business Manager shall attend all meetings of the commission."

6. Amend page 9 of the bill, section 16, line 2, by striking the words "Business Manager" and inserting "*State Engineer.*".

7. Amend page 10 of the bill by striking section 19, and renumbering sections 20 to 28 as sections 19 to 27, respectively.

8. Amend page 10 of the bill, renumbered section 20, line 1, by striking "Business Manager and"; in line 2, by striking the word "each"; and on page 11, line 8, by striking "bonds" and inserting "bond".

9. Amend page 11 of the bill, renumbered section 22, line 1, by striking "Business Manager or", and line 7, by striking the words "Business Manager or".

10. Amend page 11 of the bill, renumbered section 22, line 1, by striking "State Highway Commission" and inserting "*State Engineer.*".

11. Amend page 11 of the bill, renumbered section 23, lines 1, 2, 7, 11 and 12, by striking "Business Manager" and inserting "*State Engineer.*".

12. Amend page 12 of the bill, renumbered section 24, line 4, by striking "Business Manager" and inserting "*State Engineer.*".

13. Amend the title of the bill by striking lines 14 to 18, and inserting "*State Highway Commission; to provide for mileage and expenses of the commission; to pro-*".

LEGISLATIVE BILL 17. Placed on General File.

(Signed) Hugh Carson, Chairman

Bills Referred to Standing Committee

L. B. Committee

383.....Public Health and Miscellaneous Subjects

384.....Public Health and Miscellaneous Subjects

385.....	Judiciary
386.....	Revenue
387.....	Miscellaneous Appropriations and Claims
388.....	Banking, Commerce and Insurance
389.....	Agriculture
390.....	Public Health and Miscellaneous Subjects
391.....	Labor and Public Welfare
392.....	Labor and Public Welfare
393.....	Revenue
394.....	Education
395.....	Judiciary
396.....	Banking, Commerce and Insurance
397.....	Labor and Public Welfare
398.....	Labor and Public Welfare
399.....	Banking, Commerce and Insurance
400.....	Revenue
401.....	Public Works
402.....	Judiciary
403.....	Revenue
404.....	Judiciary
405.....	Labor and Public Welfare
406.....	Judiciary
407.....	Public Health and Miscellaneous Subjects
408.....	Banking, Commerce and Insurance
409.....	Labor and Public Welfare
410.....	Labor and Public Welfare
411.....	Revenue
412.....	Judiciary

Adjournment

At 12:02 p.m., on a motion by Mr. Kotouc, the Legislature adjourned until 10:00 a.m., Wednesday, February 4, 1953.

Hugo F. Srb

Clerk of the Legislature

TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, February 4, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Reverend L. C. Pretty, Director-Chaplain of Nebraska Lutheran Social Service, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Lusinski and McNutt, who were excused.

The Journal for the Twenty-first Day was approved.

Communications

Letter addressed to Mr. Shultz from James R. West, Nebraska Representative of Communications Workers of America, opposing L. B. 321.

Referred to the Committee on Budget.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 172	Monday, February 16, 1953	2:00 p.m.
L. B. 237	Monday, February 16, 1953	2:00 p.m.
L. B. 296	Monday, February 16, 1953	2:00 p.m.
L. B. 310	Monday, February 16, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 20. Correctly engrossed.

LEGISLATIVE BILL 80. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 103. Placed on General File.

LEGISLATIVE BILL 149. Placed on General File.

LEGISLATIVE BILL 190. Placed on General File as amended.

Standing Committee amendments to L. B. 190:

Amend the Title by striking all of the material following the first semi-colon and preceding the last semi-colon, and inserting the following: *"to change the provisions for the payment of a dividend on the capital stock of a corporation transacting a banking business as authorized by Chapter 8, Article 1, Revised Statutes of Nebraska, 1943, and amendments thereto."*

Amend Line 7 by striking the word "common" and insert the word "capital" in the place of the word so stricken in said line; amend Line 20 by striking the semi-colon and the word "and" in said line and inserting a period in the place of the material so stricken; amend line 27 by inserting the words "paid up" immediately following the word "combined" and preceding the word "capital" in said line.

(Signed) Otto Kotouc, Sr., Chairman

Budget

LEGISLATIVE BILL 24. Placed on General File.

(Signed) Arthur Carmody, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 85. Placed on General File.

LEGISLATIVE BILL 111. Placed on General File.

LEGISLATIVE BILL 113. Placed on General File.

LEGISLATIVE BILL 152. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 115. Placed on General File.

LEGISLATIVE BILL 233. Placed on General File as amended.

Standing Committee amendment on L. B. 233:

Amend page 2 of the bill, section 1, line 12 by inserting after the word "one" the word "*half*".

(Signed) O. H. Person, Chairman

Revenue

LEGISLATIVE BILL 153. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Judiciary

LEGISLATIVE BILL 75. Placed on General File.

LEGISLATIVE BILL 76. Placed on General File.

LEGISLATIVE BILL 3. Indefinitely postponed.

LEGISLATIVE BILL 77. Placed on General File as amended.

Standing Committee amendment to L. B. 77:

1. Amend section 1, line 5, by striking the word "*five*" and inserting in lieu thereof the word "*ten*".

(Signed) Ernest A. Hubka, Vice Chairman

MOTION—Approve Appointment

Mr. President: I move that the appointment of Ralph D. Nelson as Assistant Clerk of the Legislature be approved. (Signed) Arthur Carmody

The motion prevailed.

OATH

STATE OF NEBRASKA)
) ss.
 County of Lancaster)

"I, Ralph D. Nelson, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of Assistant Clerk of the Legislature according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence. So help me God."

(Signed) Ralph D. Nelson

Subscribed in my presence and sworn to before me this 2nd day of February, 1953.

(Signed) Hugo F. Srb

(SEAL)

Notary Public

MOTION—Observe Holidays

Mr. President: I move that we observe the holidays of February 12th and February 22nd (23rd) and ask the Chaplain to prepare suitable 30 minute programs on each of those days. (Signed) Charles F. Tvrdek

The motion prevailed.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 97. Placed on General File as amended.

Standing Committee amendment to L. B. 97:

1. Amend page 2 of the bill, section 1, line 6, by inserting after the word "Nebraska" the following:

“, or if a nonresident of the State of Nebraska unless such nonresident owns land adjoining such school land in the lease to be assigned”.

LEGISLATIVE BILL 95. Placed on General File as amended.

Standing Committee amendments to L. B. 95:

1. Amend Page 2, Section 1, Line 5, by inserting after “(1)” the following: *“at least once each three years, (2)”*
2. Amend Page 2, Section 1, Line 5, by striking the word *“anew”*
3. Amend Page 2, Section 1, Line 6, by striking the following: *“and each three years thereafter,”*
4. Amend Page 2, Section 1, Line 7, by striking “(2)” and inserting in lieu thereof “(3)”
5. Amend the title to conform.

(Signed) Richard D. Marvel, Chairman

MOTION—Loud Speakers

Mr. President: I move that a committee of five be appointed to investigate the matter of supplying loud speakers for the Legislative Chamber. (Signed) Ralph W. Hill

The motion prevailed and the President appointed the following members to serve on said committee: Hill, Britt, Dooley, Marvel and Tvrdik.

Bills Referred to Standing Committee

L. B.	Committee
413.....	Judiciary
414.....	Public Works
415.....	Revenue
416.....	Public Works
417.....	Banking, Commerce and Insurance
418.....	Education
419.....	Banking, Commerce and Insurance

420	Government
421	Public Works
422	Judiciary
423	Education
424	Judiciary
425	Banking, Commerce and Insurance
426	Public Works
427	Education
428	Labor and Public Welfare
429	Revenue
430	Public Health and Miscellaneous Subjects
431	Public Works
432	Agriculture
433	Public Works
434	Judiciary
435	Revenue
436	Banking, Commerce and Insurance
437	Government
438	Miscellaneous Appropriations and Claims
439	Government
440	Judiciary
441	Government
442	Revenue
443	Revenue
444	Miscellaneous Appropriations and Claims
445	Miscellaneous Appropriations and Claims
446	Miscellaneous Appropriations and Claims
447	Judiciary
448	Revenue
449	Revenue
450	Revenue
451	Revenue
452	Miscellaneous Appropriations and Claims
453	Government
454	Judiciary
455	Education
456	Government
457	Education
458	Miscellaneous Appropriations and Claims
459	Miscellaneous Appropriations and Claims
460	Miscellaneous Appropriations and Claims
461	Agriculture
462	Revenue
463	Judiciary
464	Judiciary
465	Banking, Commerce and Insurance

466	Public Works
467	Revenue
468	Miscellaneous Appropriations and Claims
469	Banking, Commerce and Insurance
470	Judiciary
471	Government
472	Judiciary
473	Public Works
474	Public Works
475	Agriculture
476	Banking, Commerce and Insurance
477	Revenue
478	Public Health and Miscellaneous Subjects
479	Government
480	Banking, Commerce and Insurance
481	Public Works
482	Miscellaneous Appropriations and Claims
483	Agriculture
484	Government
485	Agriculture
486	Public Works
487	Education
488	Labor and Public Welfare
489	Public Works
490	Revenue
491	Public Works
492	Agriculture
493	Government
494	Education
495	Agriculture
496	Judiciary
497	Labor and Public Welfare
498	Revenue
499	Government
500	Education
501	Agriculture
502	Judiciary
503	Agriculture
504	Agriculture
505	Agriculture
506	Education
507	Education
508	Miscellaneous Appropriations and Claims
509	Agriculture
510	Government

511	Labor and Public Welfare
512	Banking, Commerce and Insurance
513	Public Works
514	Government
515	Public Health and Miscellaneous Subjects
516	Education
517	Education
518	Government
519	Judiciary
520	Banking, Commerce and Insurance
521	Banking, Commerce and Insurance
522	Banking, Commerce and Insurance
523	Banking, Commerce and Insurance
524	Miscellaneous Appropriations and Claims
525	Public Works
526	Labor and Public Welfare
527	Labor and Public Welfare
528	Judiciary
529	Public Works
530	Labor and Public Welfare
531	Government
532	Government
533	Public Works
534	Labor and Public Welfare
535	Public Health and Miscellaneous Subjects
536	Public Works
537	Banking, Commerce and Insurance
538	Labor and Public Welfare
539	Agriculture
540	Public Health and Miscellaneous Subjects
541	Education
542	Labor and Public Welfare
543	Labor and Public Welfare
544	Labor and Public Welfare
545	Government
546	Public Health and Miscellaneous Subjects
547	Agriculture
548	Public Works
549	Government
550	Judiciary
551	Judiciary
552	Revenue
553	Judiciary
554	Public Works
555	Miscellaneous Appropriations and Claims

556.....	Miscellaneous Appropriations and Claims
557.....	Judiciary
558.....	Labor and Public Welfare

SELECT FILE

LEGISLATIVE BILL 61. E and R amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 82. E and R amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 147. E and R amendment found in the Legislative Journal for the Twenty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 34. E and R amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Mr. Cramer moved to return L. B. 34 to General File for the following specific amendment:

Add the following new material at the end of the Enrollment and Review amendment to standing committee amendment No. 3 to L. B. 34 *"Such vacancy shall become effective when the county board shall find that there is such a vacancy or shall fill the same as herein provided."*

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 55. Laid over until Monday, February 9, 1953.

LEGISLATIVE BILL 154. E and R amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for engrossment.

RESOLUTIONS**LEGISLATIVE RESOLUTION 8.** Re: In Memory of Gus E. Neumann

Introduced by Joseph D. Martin of Hall.

WHEREAS, Gus E. Neumann of Grand Island, Nebraska has served long and faithfully in the employ of the County and more recently until he became ill, was employed by the Legislature of Nebraska,

NOW THEREFORE, be it resolved by the Members of the Nebraska Legislature that the Clerk of the Legislature send to the bereaved family, an expression of our respect for the deceased, and our sympathy for the bereaved.

SUSPEND RULES—Adopt Resolution

Mr. President: I move that the rules be suspended and Legislative Resolution 8 be adopted. (Signed) O. H. Person

The motion prevailed with 39 ayes, 0 nays and 4 not voting.

Unanimous Consent—Add Co-introducer

Mr. Person asked unanimous consent to add Mr. Carpenter's name as a co-introducer of L. B. 83. Consent was granted and it was so ordered.

Mr. Moulton Presiding

GENERAL FILE**LEGISLATIVE BILL 34.**

Mr. Cramer's specific amendment found in this day's Journal was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 44. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Duis introduced Mr. and Mrs. Richard Jensen and their three children from Cozad, Nebraska.

LEGISLATIVE BILL 68. Laid over until Thursday, February 5, 1953.

LEGISLATIVE BILL 28. Laid over until Thursday, February 5, 1953.

LEGISLATIVE BILL 70. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twentieth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 81. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 53. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 1. Laid over until Wednesday, February 11, 1953.

LEGISLATIVE BILL 180. Laid over until Wednesday, February 11, 1953.

LEGISLATIVE BILL 129. Laid over until Wednesday, February 11, 1953.

LEGISLATIVE BILL 4. Laid over until Thursday, February 5, 1953.

Visitors

Mr. Liebers introduced twenty-eight members of the Farm Bureau from the southeastern counties of Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 35. Placed on Select File as amended.

E and R amendments to L. B. 35:

1. In the bill, section 1, page 2, line 4, after the word "district" insert "or levied a tax therefor".

2. In the bill, section 2, page 2, line 2, strike the word "such" and in lieu thereof insert "of such a"; and in line 3 strike the word "levy" and in lieu thereof insert "levying".

3. In the bill title, line 5 of original bill (4 of printed bill) strike the word "such" and in lieu thereof insert "a"; in line 5 strike the word "and" and in lieu thereof insert "or"; and in line 9 of original bill (8 of printed bill) strike ", and whom such" and in lieu thereof insert "; and to provide a limitation as to whom such an".

LEGISLATIVE BILL 41. Replaced on Select File as amended.

E and R amendments to L. B. 41:

1. In accordance with amendment dated February 2, 1953 in line 26 after the first semicolon insert "*The Young Women's Christian Association of the United States of America; Nebraska District Young Women's Christian Association;*" and strike the wording of original amendment as to the names of the associations.

2. In the bill title, line 5 after the comma insert "The Young Women's Christian Association of the United States of America, Nebraska District Young Women's Christian Association,".

LEGISLATIVE BILL 42. Placed on Select File as amended.

E and R amendments to L. B. 42:

1. In the bill, section 1, page 2, line 2, insert a comma after the word "cover"; and also in line 7 after the word "covered".

2. In the bill, section 2, page 2, line 2 insert the word "such" before the word "machine".

3. In the bill, section 3, page 2, line 5, strike the word "years" and in lieu thereof insert "year".

4. In the bill, section 4, page 2, lines 3 and 4, strike "maintain an action by injunction" and in lieu thereof insert "institute

an action,"; in line 4 strike "permanently to" and in lieu thereof insert "to permanently"; in line 5 insert a comma after the word "person"; and in line 6 strike "who is".

5. In the bill title, lines 2, 3, and 4, strike "the sale or offering for sale of farm machinery and industrial equipment" and in lieu thereof insert "the destruction, removal, altering, covering, or defacing of the manufacturer's serial numbers from any tractor, combine, corn picker, corn sheller, or hay baler and the sale, offering for sale, leasing, or otherwise disposing of such items of machinery"; and in lines 6 and 7 of original bill (5 and 6 of printed bill) strike "; to provide when this act shall apply to certain persons" and in lieu thereof insert ", except as prescribed; to provide duties for the Attorney General and county attorneys".

LEGISLATIVE BILL 37. Correctly enrolled.

LEGISLATIVE BILL 25. Correctly enrolled.

LEGISLATIVE BILL 15. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Speaker Tvrdik Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed:

L. B. 37

L. B. 25

L. B. 15

L. R. 8

Adjournment

At 11:58 a. m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a. m., Thursday, February 5, 1953.

Hugo F. Srb

Clerk of the Legislature

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, February 5, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Reverend L. C. Pretty, Director-Chaplain of Nebraska Lutheran Social Service, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Lusienski and McNutt, who were excused.

Member Excused

Mr. Fenske was excused at 11:00 a.m. today, and for Friday, February 6, 1953 and Monday, February 9, 1953.

The Journal for the Twenty-second Day was approved.

Visitors

Mr. Tvrdik introduced Mrs. J. J. Marx, President, and eighteen members of the Parliamentary Department of the Lincoln Woman's Club.

Mr. Cole introduced Mr. and Mrs. Don Hanna, Jr., and their son and daughter, of Valentine, Nebraska.

Mr. Diers introduced Mr. Kleinholtz and Mr. Gillan from York County.

Communications

Letters from U. S. Senator Dwight Griswold and U. S. Representative Carl T. Curtis, relative to Legislative Resolution 4.

Referred to the Committee on Agriculture.

Resolution adopted by Nebraska Good Roads Association on January 12, 1953, relative to state highways.

Referred to Committee on Public Works.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor for approval on February 5, 1953 at 9:00 a.m.

L. B. 37

L. B. 25

L. B. 15

(Signed) Joseph D. Martin, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 83. Placed on General File as amended.

Standing Committee amendments to L. B. 83:

1. Amend page 4 of the bill, section 3 lines 61 and 62, by striking "or any other substance recognized as a narcotic drug by the Congress of the United States," and show the same as stricken matter, and lines 64, 65, and 66, by striking "and "narcotic drugs" means marihuana and every substance neither chemically nor physically distinguishable from them;" and inserting in lieu thereof the following:

"or any other drugs to which the federal laws or regulations relating to narcotic drugs may now or hereafter apply; or any drug found by the Director of the Department of Health, after reasonable notice and opportunity for hearing, to have addiction-forming or addiction-sustaining liability similar to morphine or cocaine from the date of publication of such finding by the director;".

2. Amend page 5 of the bill, section 4, line 9, by striking the word "or" and inserting in lieu thereof "or and".

3. Amend pages 5 and 6 of the bill, section 4, lines 11 and 11, by striking " , or by both such fine and imprisonment" and show the same as stricken matter, line 18, by striking the word

"or" and inserting "or and", in line 20, by striking ", or by both such fine and imprisonment" and show the same as stricken matter, in line 26, by striking the word "or" and inserting "or and", in lines 27 and 28, by striking ", or both such fine and imprisonment" and show the same as stricken matter, lines 67 and 68 by striking "one part methyl, four parts phenylpiperidine and four parts carboxylic acid ethyl ester" and inserting in lieu thereof the following:

"1-methyl-4-phenyl-piperidine-4 carboxylic acid ethyl ester".

4. Amend page 2 of the bill by adding a new section following section 2, to be known as section 3, and to read as follows:

"Sec. 3. That section 28-439, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-439. The magistrate issuing a search warrant upon which the peace officer serving it, in his return thereon, shows the seizure of any such narcotic drugs or any of their synthetic substitutes, shall cause to be left at the place searched a notice setting out the kind and quantity of narcotic drugs so seized and fixing a date of not less than five nor more than ten days after such return, at which time such drugs will be forfeited on an order of default unless the owner appears and files a written claim for the same, whereupon the question as to the claimant's right to the possession of such drugs shall be tried substantially as in an action in equity, and the claimant of the drugs may introduce evidence to show that he possessed the drugs in question legally and that they were not intended for illegal use. The burden shall be on the claimant of the drugs, and if he establishes the fact that the drugs were possessed legally and were not intended for illegal sale or use, then such drugs shall be delivered to the claimant; otherwise the magistrate shall order such drugs delivered to the State Board of Control, to be used in the Nebraska State Hospitals under the direction of the superintendent or physician of the institution, or by his direction disposed of in the manner provided by section 28-464, Reissue Revised Statutes of Nebraska, 1943, and that costs shall be taxed to the claimant. The claimant of such drugs and the State of Nebraska shall have the right to appeal as in ordinary civil actions."

5. Renumber sections 3, 4, and 5 as section 4, 5, and 6 respectively.

6. Amend page 6 of the bill, renumbered section 6, line 1, by inserting before the figures "28-451" the following:

"28-439,".

7. Amend the title of the bill, line 2, by inserting before the figures "28-451" the following:

"28-439,".

8. Amend the title of the bill, line 7, by inserting before the word "and" the following:

"to provide for disposal of narcotic drugs by the magistrate;".

(Signed) O. H. Person, Chairman

Agriculture

LEGISLATIVE BILL 174. Placed on General File as amended.

Standing Committee amendment to L. B. 174:

1. Amend the title of the bill by striking the words "doe and horned buck" and inserting in lieu thereof "*antelope and*".

(Signed) Hal Bridenbaugh, Chairman

Motion—Escort Governor

Mr. President: I move that the President appoint a committee of three to escort Governor Crosby to the Legislative Chamber.

(Signed) Karl E. Vogel

The motion prevailed and the President appointed the following members to serve on the committee: Vogel, Chairman; Lee and Bridenbaugh.

SELECT FILE

LEGISLATIVE BILL 41. E and R amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for engrossment.

The Committee returned escorting Governor Crosby, who discussed matters of assessment and taxation and expressed the hope that the Legislature might take early action on legislation dealing with the subject.

The Committee escorted Governor Crosby from the Chamber.

STANDING COMMITTEE REPORTS

Committee on Committees

Mr. President: Your Committee on Committees wishes to report that the following appointments have been unanimously approved:

Mrs. Catherine N. Martin	Member of Board of Control to fill unexpired term of Mrs. Mary Prince, such term expiring July 1, 1953.
Mrs. Catherine N. Martin	Member of Board of Control for full term commencing July 1, 1953.
Louis R. Eby	Director of Veterans' Affairs
Laverne Jacobsen	Member Game, Forestation and Parks Commission.

(Signed) C. C. Lillibridge
Chairman

MOTION—Confirmation of Appointments

Mr. President: I move that we take up the confirmation of the Governor's appointments at this time. (Signed) C. C. Lillibridge

The motion prevailed.

Vote on Mrs. Martin to Fill Unexpired Term

Voting in the affirmative, 39.

Voting in the negative, 0.

Not voting, 4.

Having received a majority of the votes of all members, the President declared the appointment of Mrs. Martin confirmed.

Vote on Mrs. Martin for Full Term

Voting in the affirmative, 39.

Voting in the negative, 0.

Not voting, 4.

Having received a majority of the votes of all members, the President declared the appointment of Mrs. Martin confirmed.

Vote on Mr. Eby

Voting in the affirmative, 38.

Voting in the negative, 0.

Not voting, 5.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Eby confirmed.

Vote on Mr. Jacobsen

Voting in the affirmative, 39.

Voting in the negative, 0.

Not voting, 4.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Jacobsen confirmed.

GENERAL FILE

LEGISLATIVE BILL 68. Read through Section 7.

Standing Committee amendment No. 1, found in the Legislative Journal for the Nineteenth Day was adopted.

Standing Committee amendment No. 2, found in the Legislative Journal for the Nineteenth Day was not adopted.

Adjournment

At 12:07 p.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, February 6, 1953

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Fenske, Lusienski and McNutt, who were excused.

The Journal for the Twenty-third Day was approved.

Approved by the Governor

February 5, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable Body that on February 5, 1953, he approved L. B. 15, 25, and 37.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Letter to Mr. Diers from Mrs. Arlene Workman of Ulysses, Nebraska, concerning school lunches.

Referred to Committee on Public Health and Miscellaneous Subjects.

Letter to Mr. Person from Mrs. Wayne Denton of Ulysses, Nebraska, concerning school lunches.

Referred to Committee on Public Health and Miscellaneous Subjects.

Copy of a letter from U. S. Senator Dwight Griswold to The Honorable Ezra Taft Benson, Secretary of Agriculture, U. S. Department of Agriculture, concerning Legislative Resolution 4.

Referred to Committee on Agriculture.

Visitors

Mr. Brown introduced Mr. Earl Rasdall of Ogallala, Nebraska, a former member of the Legislature, who addressed the Legislature briefly.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

(Reset from February 9, 1953)

L. B. 360 Monday, February 16, 1953 2:00 p.m.

Public Health and Miscellaneous Subjects

L. B. 344 Thursday, February 12, 1953 2:00 p.m.

L. B. 345 Thursday, February 12, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 117. Indefinitely postponed.

LEGISLATIVE BILL 102. Placed on General File as amended.

Standing Committee amendments to L. B. 102:

Amend page 3 of the printed bill, line 47, by striking the

word "fifty" at the end of the line and inserting in lieu thereof the word "forty".

Amend page 3 of the printed bill, line 55, by striking the word "thirty" and inserting in lieu thereof the word "forty".

(Signed) Arthur Carmody, Chairman

Judiciary

LEGISLATIVE BILL 90. Indefinitely postponed.

LEGISLATIVE BILL 100. Placed on General File.

(Signed) Ernest A. Hubka, Vice-Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 160. Placed on General File as amended.

Standing Committee amendment to L. B. 160:

Amend page 2, section 1, line 1 by deleting the section number "83-234.01" and inserting in lieu thereof section number "83-324.01" so as to conform with the Title.

(Signed) O. H. Person, Chairman

Revenue

LEGISLATIVE BILL 184. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Enrollment and Review

LEGISLATIVE BILL 34. Replaced on Select File as amended.

E and R amendment to L. B. 34:

1. In the amendment of February 4, 1953 by Glenn Cramer adding new matter at the end of the new matter inserted by Enrollment and Review amendment No. 4, insert a period before the word "Such" in the newly inserted matter in such Cramer amendment and strike the period at the end of such matter after the word "provided".

LEGISLATIVE BILL 8. Correctly engrossed.
LEGISLATIVE BILL 40. Correctly engrossed.
LEGISLATIVE BILL 64. Correctly engrossed.
LEGISLATIVE BILL 79. Correctly engrossed.
LEGISLATIVE BILL 2. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

LEGISLATIVE EXPENSES, January, 1953

Acct. No. 1 Incidental Expense Previous to next Session

Wilmer Ullstrom - Desk Signs	\$129.00
State Purchasing Division Supplies	873.46
State Purchasing Division Supplies	6.80
Latsch Brothers - Repair for chairs	8.50
Hardy Furniture Co. - Valley St Track & Labor	42.00
Baker Hardware Company - Bolts	2.20
J. L. Roscoe - Painting Name Cards	10.00
	<hr/>

\$1,071.96

Acct. E-2 Members Salaries

Gross Amount	\$8,400.00
Members Net Payments	7,805.70
W. H. Income Taxes	468.30
Deferred Payment, O.A.S.I. Taxes	126.00
	<hr/>

8,400.00

Acct. E-3 Members Mileage

11,188 miles @ .06 per mi.

671.28

Acct. E-4 Employees Wages

	Time	Rate	Gross Wages
Elmer D. Sprague, Asst. Clerk	21 das.	@ \$ 16.00 per da.	\$336.00
George L. Santo, Sgt. at Arms	23 das.	@ 200.00 per Mo.	176.87
A. C. Taylor, Asst. Sgt. at Arms	23 das.	@ 180.00 per Mo.	159.16
Ruby B. Nelson, Postmistress	23 das.	@ 165.00 per Mo.	146.05

Acct. E-4 Employees Wages (Continued)	Time	Rate	Gross Wages
E. C. Hansen, Chaplain	23 das.	@ \$130.00 per Mo.	.....\$115.00
Clarence M. Davis, Legal Adv.	6 das.	@ 750.00 per Mo.	..... 173.05
Mary Dickinson, Secy Lt. Gov.	16 das.	@ 220.00 per Mo.	..... 135.36
LaVerne Obermeyer, Journal Clk	1 Mo.	@ 285.00 per Mo.	..... 285.00
Florence Graham, Asst. Journal Clk	23 das.	@ 240.00 per Mo.	..... 212.29
Jo Fisher, Engrossing Clk.	14 das.	@ 285.00 per Mo.	..... 153.44
Hollis S. Thurber, Bookkeeper	24 das.	@ 225.00 per Mo.	..... 207.60
Janet E. Ross, Docket Clk.	15 das.	@ 220.00 per Mo.	..... 126.90
Paula S. Williams, Office Asst	24 das.	@ 185.00 per Mo.	..... 170.88
Marguerite M. Price, Budget Clk	21 das.	@ 315.00 per Mo.	..... 254.52
Marlea M. Gates, Supervisor	23 das.	@ 240.00 per Mo.	..... 212.29
Georgie Stephenson, Ag. Com. Clk	18 das.	@ 220.00 per Mo.	..... 152.28
Lucille Toman, Banking Com. Clk	23 das.	@ 220.00 per Mo.	..... 194.58
Glendora Hueser, Educa. Com. Clk	24 das.	@ 220.00 per Mo.	..... 203.04
Guila Darling, Govt. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Shirley E. Harris, Judcy. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Shirley G. Blank, Misc. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Detta J. Harding, Pub. Hlth. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Georgiana G. Gaines Pub. Wks. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Eleanor S. Stratton Rev. Com. Clk.	23 das.	@ 220.00 per Mo.	..... 194.58
Katherine E. Gibson, Steno. Typ.	18 das.	@ 200.00 per Mo.	..... 138.42
Dorothea Fuchs, Steno. Typ.	21 das.	@ 200.00 per Mo.	..... 161.49
Helen S. Clark, Steno. Typ.	9 das.	@ 220.00 per Mo.	..... 76.14
Margaret C. Desmond, Steno. Typ.	1 da.	@ 220.00 per Mo.	..... 8.45
G. F. Martin, Chf. Bill Rm. Clk	24 das.	@ 220.00 per Mo.	..... 203.04
F. R. Miller, Asst. Bill Rm. Clk	24 das.	@ 175.00 per Mo.	..... 161.52
Gus Neumann, Asst. Bill Rm. Clk	6 das.	@ 175.00 per Mo.	..... 40.38

Acct. E-4 Employees Wages (Continued)	Time	Rate	Gross Wages
C. A. Mohrman, Asst. Bill Rm. Clk	23 das.	@ \$175.00 per Mo.	.....\$154.79
Chas. D. Woods, Asst. Bill Rm. Clk	17 das.	@ 175.00 per Mo.	.....114.41
W. D. Woodruff, Asst. Bill Rm. Clk	6 das.	@ 175.00 per Mo.	.....40.38
Frank Taylor, Asst. Bill Rm. Clk	6 ½ das.	@ 175.00 per Mo.	.....43.75
Elmer E. Mommens, Asst. Bill Rm. Clk	15 das.	@ 175.00 per Mo.	
	8 das.	@ 150.00 per Mo.	.....147.11
John D. Curtis, Asst. Bill Rm. Clk	9 das.	@ 175.00 per Mo.	.....60.57
Grace Frey, Page	23 das.	@ 150.00 per Mo.	.....132.71
Norma Vavra, Page	7 das.	@ 150.00 per Mo.	.....40.39
Roberta Hoffman, Page	18 das.	@ 150.00 per Mo.	.....103.86
Caroline M. Mommens, Page	10 das.	@ 150.00 per Mo.	.....57.70
James A. Rivers, Page	12 das.	@ 150.00 per Mo.	.....69.24
Ernest Fouts, Chf. Custodian	1 Mo.	@ 185.00 per Mo.	.....185.00
Carl Hoffman, Asst. Custodian	1 Mo.	@ 170.00 per Mo.	
	5 das. (Dec.)	170.00 per Mo.	.....202.70
Chas. P. Glee Asst. Custodian	23 das.	@ 170.00 per Mo.	.....150.42
Gertrude Tyler, Tel. Optr.	24 das.	@ 165.00 per Mo.	.....152.40
Elizabeth Reger, Prf. Reader	63 hrs.	@ 1.25 per Hr.	.....78.75
Edna Scott, Prf. Reader	63 hrs.	@ 1.25 per Hr.	.....78.75
Margaret A. Lindquist Prf. Reader	122 hrs.	@ 1.25 per Hr.	.....152.50
Ethel Bryant, Proof Reader	122 hrs.	@ 1.25 per Hr.	.....152.50
Doris M. Sveen, Proof Rdr. Typ.	5 ½ das.	@ 200.00 per Mo.	.....42.35
Marie W. Stewart, Prf. Rdr.	6 das.	@ 200.00 per Mo.	.....46.20
Eunice A. Lind, Steno.	5 das.	@ 200.00 per Mo.	.....38.50
TOTAL GROSS WAGES			7,616.21

Acct. E-4 Employees Wages (Continued)

Time

Rate

Gross Wages

Net Amt. Due Employees\$6,766.87

W. H. Income Taxes 736.80

Deferred Pmt. O.A.S.I. Txs. 112.54

\$ 7,616.21

Acct. No. 7 Lt. Gov. Salary\$143.17

Fourth Quarter Taxes 13.08

156.25

Acct. No. 8 Clerk's Salary, Other Wages & Office Expenses

Hugo F. Srb, Clerk 417.06

4th Quarter Taxes 37.80

Sanitary Towel Supply 3.60

W. H. Income Taxes 34.40

492.86

GRAND TOTAL JANUARY EXPENSE

\$18,408.56

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 151. Placed on General File as amended.

Standing Committee amendments to L. B. 151:

1. Amend page 4 of the bill, section 8, line 7, by striking the new material.

2. Amend page 2 of the bill, section 2, line 3, by inserting after the word "sell" the following:

" , offer for sale".

3. Amend page 2 of the bill, section 3, line 5, by inserting after the word "skill" the following:

"and necessary equipment".

4. Amend page 3 of the bill, section 4, lines 6 and 7, by striking the word "inspection" and inserting in lieu thereof the following:

"inspection investigation".

5. Amend page 3 of the bill, section 5, line 1, by inserting after the word "sell" the following:

" , offer for sale".

6. Amend page 3 of the bill, section 5, line 4, by inserting after the word "under" the following:

"the supervision of a veterinarian employed by the United States Bureau of Animal Industry and produced under".

7. Amend page 3 of the bill, section 6, line 5, by striking the words "and virus" and inserting in lieu thereof the following:

"and , virus , and vaccine".

8. Amend page 3 of the bill, section 7, line 6, by inserting before the word "and" the following:

"the United States Veterinary license number under which it is manufactured and tested,".

9. Amend page 4 of the bill, section 8, line 6, by striking the word "*variancy*" and inserting in lieu thereof the word "*potency*", and by inserting before the word "and" the following:

"the United States Veterinary license number under which it is manufactured and tested,".

10. Amend page 4 of the bill by adding a new section to follow section 11, and to be known as section 12, and to read as follows:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

11. Amend the title of the bill, line 8, by inserting after the word "sale", the punctuation and words "*, offer for sale*", in line 17 by striking the word "and", and in line 18 by inserting after the word "sections" the punctuation and words "*; and to declare an emergency*".

12. Amend the bill by adding the name of Dwight W. Burney of Cedar County as one of the introducers.

(Signed) Hal Bridenbaugh, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 9. Re: Governor's Budget.

Introduced by Terry Carpenter of Scotts Bluff.

WHEREAS, the departments, boards, commissions, University of Nebraska, Normal Schools, and agencies of the state are required to file budget requests with the Tax Commissioner on or before September 15 for the next biennium commencing July 1 next, and

WHEREAS, the Tax Commissioner may at the direction of the Governor make inquiry into such requests, and

WHEREAS, the Governor may request additional information be furnished to him in regard to such budget bequests, and

WHEREAS, public hearings are held upon such budget bequests between November 15 and December 15, and

WHEREAS, the Governor is required to submit a tentative bill for all proposed appropriations of the budget clearly itemized and properly classified at the time he submits his budget, and

WHEREAS, the Governor has submitted his budget and Legislative Bills 242 and 243 as required by law setting forth the required money needed for state expenditures for the next biennium, and set forth his policy of restraint in State Government, and

WHEREAS, the great majority of the people of this state and the press generally are in apparent agreement that to go beyond the Governor's Budget is an imposition on their combined judgment and if additional money is appropriated and additional laws are enacted it is the direct result of the low mentality of the members of the Legislature, further influenced by undesirable influences and special interests not concerned with the public need nor concerned with their welfare, and the ultimate result being that the members of the Legislature will pass only "special interest" legislation, and

WHEREAS, the Legislature being composed of reasonable men who are willing to be educated for a reasonable period of time, by such combination of magnificent minds and experience, and to determine the practicability of the application of a reasonable period of "Restraint",

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That since the Governor is apparently willing to personally assume the full responsibility for the application of this program of restraint, and taking the apparent position that for the Legislature to appropriate additional money beyond his request and judgment would result in the waste of public funds and would contribute nothing to the public welfare, we adopt the Governor's appropriation Legislative Bills 242 and 243 and adjourn sine die.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 38.

A bill for an act to amend section 77-1857, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to

eliminate the provision requiring the county treasurer to attach an impression of his seal to receipts and certificates; to require such seal impressions to be attached to tax sale certificates made by him; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carson	Lee	Pizer
Anderson	Coffey	Liebers	Shultz
Aufenkamp	Cole	Lillibridge	Syas
Beaver	Cramer	McHenry	Tvrdik
Bridenbaugh	Diers	Martin	Vogel
Britt	Duis	Marvel	Williams
Brown	Hill	Moulton	Wilson
Burney	Hubka	Nelson	
Carmody	Klaver	Person	
Carpenter	Kotouc	Peterson	

Voting in the negative, 0.

Not voting, 6:

Bixler	Fenske	Lusienski
Dooley	Larkin	McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 159. Placed on General File as amended.

Standing Committee amendments to L. B. 159:

1. Amend page 2 of the bill, section 1, line 1, by inserting the word "private" after the word "every", and in line 2, strike the words "and doing" and insert in lieu thereof "or licensed to do".
2. Amend the title of the bill, line 2, by striking, after the word "authorize", the word "corporations" and inserting in lieu

thereof the words "private corporations organized under the laws of this state or licensed to do business herein".

LEGISLATIVE BILL 171. Placed on General File.

(Signed) Otto Kotouc, Sr., Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 198. Placed on General File.

LEGISLATIVE BILL 232. Placed on General File.

(Signed) Ralph W. Hill, Chairman

Speaker Tvrdek Presiding

GENERAL FILE

LEGISLATIVE BILL 68. Considered.

Laid over for thirty minutes.

LEGISLATIVE BILL 28. Read and considered.

Mr. Coffey moved to strike the emergency clause in the bill and title, which prevailed.

Mr. Lee offered the following amendment:

I move to amend L. B. 28 by adding a new section to be numbered four to read as follows:

"Said bonds shall contain the following statement: 'This bond is not an obligation of the State of Nebraska and in no event shall it be paid out of any funds derived from taxation'" and amend the title accordingly.

Mr. Lee's amendment was adopted.

Mr. Hill requested a machine vote.

Advanced to E and R for review with 37 ayes, 0 nays and 6 not voting.

Visitors

Mr. Martin introduced former Senator Walter R. Raecke from Central City, Nebraska, who addressed the Legislature briefly.

Announcement

Speaker Tvrdik announced that the Members of the Legislature had received a crate of oranges from Governor Warren of California and that they would be distributed to the Members. He suggested that the Clerk write a letter of thanks to Governor Warren.

LEGISLATIVE BILL 68. Mr. Person offered the following amendment which was adopted:

Amend section 7, page 4, by deleting all of lines 16 and 17 and inserting in lieu thereof the words: "shall make his appointments of the five members of such professional organizations from the lists of names submitted by them."

Read from Section 8.

Mr. Burney offered the following amendment, which was adopted:

I move that the word "provide" in Page 6, Section 15, Line 6 be stricken and the word "prescribe" be inserted in lieu thereof.

Mr. Williams offered the following amendment:

I move to reinsert stricken matter in Section 2, lines 11 and 12, page 3, and insert "not to exceed twelve thousand five hundred dollars" instead of "eighty-five hundred dollars".

Mr. Klaver requested a machine vote.

Mr. Williams' amendment was adopted with 16 ayes, 11 nays and 16 not voting.

Advanced to E and R for review.

LEGISLATIVE BILL 4. Bracketed until other bills dealing with commissions are heard.

Mr. Carmody Presiding

LEGISLATIVE BILL 17. Read and considered.

Advanced to E and R for review.

Members Excused

Mr. Aufenkamp and Mr. Kotouc were excused until Monday, February 9, 1953.

LEGISLATIVE BILL 103. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 149. Laid over.

LEGISLATIVE BILL 190. Laid over.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 24. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Marvel introduced Miss Ruth Kirkman of Fort Worth, Texas, Mrs. F. L. Machesney of Jay, Oklahoma, and Miss Nina Gardner and Miss Thelma Green of Shawnee, Oklahoma, who are in Lincoln to attend the Class Room Teachers' Regional Conference.

Announcement

Mr. Carpenter, as chairman of the committee appointed to confer with the State Engineer on the needs of the Highway Department, announced that the State Engineer will appear before the Legislature on Monday, February 23, 1953, at 9:00 a.m.

NOTICE OF COMMITTEE HEARINGS

Public Works

L. B. 78	Thursday, February 12, 1953	2:00 p.m.
L. B. 169	Thursday, February 12, 1953	2:00 p.m.
L. B. 173	Friday, February 13, 1953	2:00 p.m.
L. B. 268	Friday, February 13, 1953	2:00 p.m.

Government

L. B. 14	Friday, February 13, 1953	2:00 p.m.
L. B. 150	Friday, February 13, 1953	2:00 p.m.
L. B. 175	Friday, February 13, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 73. Placed on General File.

LEGISLATIVE BILL 39. Placed on General File as amended.

Standing Committee amendments to L. B. 39:

1. Amend page 2 of the bill, section 1, subsection (2), line 21, by striking the word "a" and inserting the words "*an established*".

2. Amend page 2 of the bill, section 2, line 3, by striking the word "may", and inserting in lieu thereof the word "shall".

3. Amend the title of the bill by striking the word "a" in line 5, and inserting the words "*an established*"; and in line 6, by striking the word "may" and inserting the word "*shall*".

LEGISLATIVE BILL 58. Indefinitely postponed.

(Signed) Hugh Carson, Chairman

Government

LEGISLATIVE BILL 57. Placed on General File as amended.

Standing Committee amendment to L. B. 57:

1. Page 2, Section 1, Line 7. delete the words "a majority of votes cast" and substitute in lieu thereof the words "a vote of at least three-fifths of the total number of votes cast."

(Signed) Charles Wilson, Chairman

Enrollment and Review

LEGISLATIVE BILL 5 Replaced on Select File as amended.

E and R amendment to L. B. 5:

1. In standing committee amendment No. 2, 2nd. line of newly inserted matter strike the semicolon after "1943" and in lieu thereof insert a comma.

LEGISLATIVE BILL 44. Placed on Select File as amended.

E and R amendments to L. B. 44:

1. In the bill, section 1, page 2, line 12 strike the word "securities" and in lieu thereof insert "*securities surety or sureties*"; in line 14 strike "*securities*" and in lieu thereof insert "*surety or sureties*"; in line 15 strike "*in such sum*" and in lieu thereof insert "*of such sum so fixed*"; and insert a comma in line 22 after the word "time" and in line 25 after the word "Court".

2. In the bill title in line 5 insert "surety or" before the word "sureties"; and in line 6 after the semicolon insert "to harmonize this section with other provisions of law by substituting the words surety or sureties for the word securities therein;".

LEGISLATIVE BILL 53. Placed on Select File as amended.

E and R amendment to L. B. 53:

1. In the bill, section 1, page 2, line 11, after the word "*Pacific*" insert "*Railroad*"; insert a comma in line 12 after the word "*North*", in line 15 after the word "*Columbia*", in line 18 after the words "*North*" and "*one*"; and in line 13 strike "*West of the sixth principal meridian*".

LEGISLATIVE BILL 70. Placed on Select File as amended.

E and R amendments to L. B. 70:

1. In standing committee amendment No. 1, line 5 of the newly inserted matter in original amendment strike the word "*an*" and in lieu thereof insert "*a*" and strike the comma at the end of newly inserted matter.

2. In the bill, section 1, page 2, line 8, insert a comma after the word "*maintenance*".

LEGISLATIVE BILL 81. Placed on Select File as amended.

E and R amendments to L. B. 81:

1. In the bill, section 1, page 2, lines 13 and 14 strike "*pay for the former services*" and in lieu thereof insert "*he shall be paid for the former*".

2. In the bill title line 7 of original bill (6 of printed bill) strike "*wherein is located*" and in lieu thereof insert "*located within*".

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 10. Re: Fort Robinson Military Reservation

Introduced by Monroe Bixler of Sioux.

WHEREAS, some of the buildings on the Fort Robinson Military Reservation have been declared by the federal government to be surplus property, and will be let for public bids about May 14, 1953, and

WHEREAS, an appointed committee of the State of Nebraska is to make a survey of possible uses of surplus buildings, and

WHEREAS, some of the real estate and buildings are now being used by the United States Department of Agriculture as a beef research station.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States be memorialized to transfer all the buildings and land of the Fort Robinson Military Reservation to the State of Nebraska for the use of its agencies for agricultural study and experiment, for the use of public institutions, for recreational areas, or for such other purposes as the Legislature shall designate.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

Adjournment

At 12:05 p.m., on a motion by Mr. Bridenbaugh, the Legislature adjourned until 10:00 a.m., Monday, February 9, 1953.

Hugo F. Srb

Clerk of the Legislature

TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, February 9, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Lusinski, who was excused.

The Journal for the Twenty-fourth Day was approved as corrected.

Communications

Telegram to Douglas County Delegation from Mrs. Harry S. Byrne of Omaha, Nebraska, recommending favorable consideration of L. B. 68. Referred to Committee on Public Health and Miscellaneous Subjects.

Resolution from Madrid Commercial Club of Madrid, Nebraska, relating to state highways. Referred to Committee on Public Works.

Resolution from The Volunteer Fire Department of Allen, Nebraska, concerning the exemption of volunteer firemen from paying taxes on their motor vehicles, in any new vehicle tax laws proposed. Referred to Committee on Agriculture.

Letter from Mrs. E. A. Ellingson of Wausa, Nebraska, concerning the protection of turtle doves. Referred to Committee on Agriculture.

Letter from U. S. Senator Hugh Butler relative to L. R. 4. Referred to Committee on Agriculture.

Letter from Anna E. Yockel of Lincoln, Nebraska, relative to highways. Referred to Committee on Public Works.

Letter to Mr. Duis from Ray Prash, Secretary of the Lexington Gun Club, and Tom Barnes, President of the Nebraska Construction Company of Lexington, Nebraska, and containing sixteen other signatures, opposing L. B. 46. Referred to Committee on Agriculture.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL 168. Placed on General File as amended.

Standing Committee amendments to L. B. 168:

1. Amend page 2 of the bill, by adding a new section immediately following section 1 to be known as section 2, and to read as follows:

"Sec. 2. The secretary-treasurer of each district shall, within ten days after the election, execute to the county and file with the county clerk a bond of not less than two thousand dollars in any instance nor less than the amount of money, as nearly as can be ascertained, to come into his hands as treasurer at any one time, with a surety company or companies of recognized responsibility as surety or sureties, to be approved by the president, conditioned for the faithful discharge of the duties of his office, the premium on the bond to be paid by the district. The bond when approved shall be filed in the office of the county clerk of the county wherein the rural fire protection district is situated. If the secretary-treasurer shall fail to execute such bond, his office shall be declared vacant by the board, and the board shall immediately appoint a secretary-treasurer, who shall be subject to the same conditions and possess the same powers as if elected to that office. The secretary-treasurer shall have no power or authority to withdraw or disburse the money of the district prior to his filing the bond herein required."

2. Amend page 2 of the bill, by renumbering section 2 as section 3.

3. Amend the title of the bill, line 9, by inserting after the word "president" the following:

“; to provide that the secretary-treasurer shall furnish a bond, and the condition thereof; to provide for payment of the premium on the bond; to provide for failure to give bond”.

LEGISLATIVE BILL 183. Placed on General File.

(Signed) Charles Wilson, Chairman

Enrollment and Review

LEGISLATIVE BILL 65. Correctly engrossed.

LEGISLATIVE BILL 91. Correctly engrossed.

LEGISLATIVE BILL 92. Correctly engrossed.

LEGISLATIVE BILL 38. Correctly enrolled.

LEGISLATIVE BILL 24. Placed on Select File.

LEGISLATIVE BILL 103. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 9.

Mr. Carpenter offered the following amendment to L. R. 9, which was adopted:

Insert after “243” the following: “Enactment of bills sponsored by the Governor transferring to the counties financial responsibility for assistance health service, and adjourn sine die”.

Mr. Carmody moved to postpone the vote on L. R. 9 until Wednesday, February 18, 1953.

The motion prevailed.

MOTION—Return L. B. 91 to Committee

Mr. President: I move that L. B. 91 be recommitted to the Judiciary Committee for further hearing. (Signed) Earl J. Lee

Pending.

Visitors

Mr. Hubka introduced Miss Leila Jackson, Superintendent, and eight students from Pickrell High School; also Mr. Winkle of Pickrell, Nebraska.

Mr. Hubka introduced his wife, Mrs. Hubka, and Mrs. Scott of Beatrice, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 17. Placed on Select File as amended.

E and R amendments to L. B. 17:

1. In the bill, section 1, page 2, insert a comma in line 8 before the word "and", in lines 13 and 17 after the words "distillate", and in line 19 after the word "road"; and in line 20 strike the word "and" and show the same as stricken matter.

2. In the bill, section 2, page 2, after "Sec. 2." insert "That original section 66-514, Reissue Revised Statutes of Nebraska, 1943, is repealed."; and insert "Sec. 3." in present section 2 before the word "Since", and make the same a new paragraph.

3. In the bill title line 10, after the semicolon, insert "to repeal the original section;".

LEGISLATIVE BILL 41. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 199	Tuesday, February 17, 1953	2:00 p.m.
L. B. 223	Tuesday, February 17, 1953	2:00 p.m.
L. B. 227	Tuesday, February 17, 1953	2:00 p.m.
L. B. 228	Tuesday, February 17, 1953	2:00 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 10.

On the objection of five members to the consideration of L. R. 10 at this time, the resolution was referred to the Committee on Agriculture.

Adjournment

At 11:55 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, February 10, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Diers and Lusinski, who were excused.

The Journal for the Twenty-fifth Day was approved.

Communications

Letter from Fred A. Langenheim, Manager of the York Chamber of Commerce relative to plans to have the members of the Legislature tour York and attend a banquet in the evening in their honor, at a future date.

Invitations

Invitation from the Nebraska Council of Sportsmen's Clubs to the members of the Legislature to attend a buffalo dinner at the Cornhusker Hotel at 6:00 p.m., on Monday, February 16, 1953.

Letter from Bob Hall, President of the Omaha Cardinals, Inc., to Mr. Tvrdik, stating that he will have a season pass for the baseball games played in Omaha issued to each member of the Legislature.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

L. B. 312	Tuesday, February 17, 1953	2:00 p.m.
L. B. 365	Tuesday, February 17, 1953	2:00 p.m.

L. B. 265	Thursday, February 19, 1953	2:00 p.m.
L. B. 266	Thursday, February 19, 1953	2:00 p.m.
L. B. 200	Tuesday, February 24, 1953	2:00 p.m.
L. B. 194	Tuesday, February 24, 1953	2:00 p.m.

Revenue

L. B. 258	Tuesday, February 17, 1953	2:00 p.m.
L. B. 107	Tuesday, February 17, 1953	2:00 p.m.
L. B. 284	Tuesday, February 17, 1953	2:00 p.m.
L. B. 259	Thursday, February 19, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 28. Placed on Select File as amended.

E and R amendments to L. B. 28:

1. In the Lee amendment, insert a period after the word "taxation".

2. In the bill, section 3, page 2, line 1 strike the word "as"; in line 3 strike the semicolon; and in line 7 strike the comma after the word "bonds".

3. In the bill title, line 3 strike "debentures" and in lieu thereof insert "revenue bonds"; in line 6 strike "the debentures" and in lieu thereof insert "such bonds"; and strike the balance of the title beginning with "said debentures" in line 12 of original bill (11 of printed bill) and amendments thereto, and in lieu thereof insert "such bonds shall be paid solely out of money derived from the revenues and earnings of such building and the revenues from the operation of the Nebraska State Fair grounds; to provide for the registration of such bonds; and to require that such bonds contain the prescribed statement."

LEGISLATIVE BILL 154. Correctly engrossed.

LEGISLATIVE BILL 147. Correctly engrossed.

LEGISLATIVE BILL 82. Correctly engrossed.

LEGISLATIVE BILL 61. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 38

Member Excused

Mr. Marvel was excused for one hour.

SELECT FILE

LEGISLATIVE BILL 55. E and R amendments found in the Legislative Journal for the Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 35. E and R amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 42. E and R amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 34. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 5. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 44. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 53. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 70. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 81. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Bracketed.

MOTION—Rules

Mr. President: I move to strike out everything after the words "broadcasting stations" in Rule 16. (Signed) Terry Carpenter

The motion prevailed. Referred to the Committee on Rules.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 277 Monday, February 16, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 120. Placed on General File.
LEGISLATIVE BILL 119. Placed on General File.
LEGISLATIVE BILL 121. Placed on General File.
LEGISLATIVE BILL 122. Placed on General File.
LEGISLATIVE BILL 123. Placed on General File.
LEGISLATIVE BILL 124. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Mr. Person Presiding

GENERAL FILE

LEGISLATIVE BILL 36. Considered.

Mr. Anderson moved to indefinitely postpone L. B. 36.

Pending.

Laid over.

LEGISLATIVE BILL 149. Read and considered.

Mr. Cramer offered the following amendments to L. B. 149, which were adopted:

1. Amend page 2 of the bill, by striking section 1 therefrom.
2. Amend the bill by renumbering sections 2 and 3 as sections 1 and 2 respectively.
3. Amend page 2 of the bill, renumbered section 1, by striking lines 23 and 24 and inserting in lieu thereof:

"treasury; Provided, the Department of Insurance shall (a) annually value, or cause to be valued, the reserve liabilities of the school retirement system as defined in section 79-1501 comparable to the annual valuation required by section 44-402 to be made of all life insurance companies, and (b) for that purpose, prescribe the record to be maintained for each member;".

4. Amend page 4 of the bill, renumbered section 1, lines 69 and 70, by striking the new matter contained therein.

5. Amend the title of the bill by striking lines 3 to 6 and inserting in lieu thereof the following:

"of Insurance shall annually value or cause to be valued the reserve liabilities of the school retirement system as prescribed, and to prescribe the record to be maintained for each member in connection therewith; to amend section".

Laid over.

Speaker Tvrdik Presiding

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 20.

A bill for an act relating to public lands and buildings; to provide that all monuments and memorials now fixed to the building or grounds of the State Capitol shall be regarded as permanent fixtures and shall not be removed without the consent of the Legislature.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 25:

Adams	Dooley	Larkin	Pizer
Aufenkamp	Duis	Lillibridge	Tvrđik
Bixler	Fenske	McHenry	Vogel
Britt	Hill	Martin	Williams
Brown	Hubka	Moulton	
Carmody	Klaver	Nelson	
Carpenter	Kotouc	Peterson	

Voting in the negative, 12:

Anderson	Burney	Cole	McNutt
Beaver	Carson	Lee	Person
Bridenbaugh	Coffey	Liebers	Wilson

Not voting, 6:

Cramer	Lusienski	Shultz	Syas
Diers	Marvel		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Person Presiding

GENERAL FILE

LEGISLATIVE BILL 190. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for review.

Visitors

Mr. McHenry introduced former Senator Earl Carpenter of Guide Rock, Nebraska.

Mr. Duis introduced Harold Stevens, County Extension Director, and one hundred and thirty-five alfalfa farmers from Dawson County, Nebraska.

In Mr. Diers' absence, Mr. Duis introduced Miss Loretta Slama, Teacher, and six students from District 91 School in Seward County, Nebraska.

Mr. Syas introduced Mrs. Jackson T. Barnes, Mrs. John S. Talty, Mrs. Charles C. Matthews, Mrs. Ernest P. Anderson, Miss Doris Fulton and Mr. R. S. Brown of Omaha.

LEGISLATIVE BILL 36. Read and considered.

Mr. Anderson moved to indefinitely postpone L. B. 36.

Mr. Anderson requested a machine vote.

Mr. Anderson's motion to indefinitely postpone L. B. 36 lost with 13 ayes, 20 nays and 10 not voting.

Advanced to E and R for review.

LEGISLATIVE BILL 149. Mr. McNutt offered the following amendments, which were adopted:

Amend Section 1, line 33, by striking the word "moneys" and inserting in lieu thereof the word "money".

Amend Section 1, lines 55 and 56, by striking the words "and the State Treasurer".

Amend Section 1, lines 58 through 64, by striking the words and punctuation as follows: "their offices and also such books, blanks, etc., as may be necessary for the use of the county clerks, treasurers, assessors or other officers having duties to perform under the revenue laws which shall be sent, upon the requisition

of the county commissioners, to the clerks of the proper counties for distribution to the several officers, the expense of all of which shall be paid out of the state treasury;" insert in lieu thereof the words and punctuation as follows:

"his office;"

and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 85. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 111. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 113. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 115. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 233. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 153. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 75. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 76. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 77. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 97. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Government**

L. B. 218	Wednesday, February 18, 1953	2:00 p.m.
L. B. 219	Wednesday, February 18, 1953	2:00 p.m.
L. B. 220	Wednesday, February 18, 1953	2:00 p.m.
L. B. 221	Wednesday, February 18, 1953	2:00 p.m.

Miscellaneous Appropriations and Claims

L. B. 360	Monday, February 16, 1953	2:00 p.m.
L. B. 376	Monday, February 16, 1953	2:00 p.m.
L. B. 387	Monday, February 16, 1953	2:00 p.m.

Banking, Commerce and Insurance

(Reset from February 12, 1953)

L. B. 234	Thursday, February 19, 1953	2:00 p.m.
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Banking, Commerce and Insurance

L. B. 476	Thursday, February 19, 1953	2:00 p.m.
L. B. 316	Tuesday, February 24, 1953	2:00 p.m.
L. B. 317	Tuesday, February 24, 1953	2:00 p.m.
L. B. 318	Tuesday, February 24, 1953	2:00 p.m.
L. B. 319	Tuesday, February 24, 1953	2:00 p.m.
L. B. 320	Tuesday, February 24, 1953	2:00 p.m.

Rules

The Rules Committee will meet Monday, February 16, 1953 at 4:00 p.m., in the West Senate Lounge.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 20 on final reading. (Signed) Richard D. Marvel

Adjournment

At 11:57 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, February 11, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Diers and Lusinski, who were excused.

The Journal for the Twenty-sixth Day was approved.

Communications

Letter from Elmer Sprague, former Assistant Clerk of the Legislature, expressing his greetings to the Legislature and staff.

Letter from Dodge County Board of Supervisors to Committee on Labor and Public Welfare relative to L. B. 13. Referred to Committee on Labor and Public Welfare.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 106	Monday, February 23, 1953	2:00 p.m.
L. B. 236	Monday, February 23, 1953	2:00 p.m.
L. B. 267	Monday, February 23, 1953	2:00 p.m.
L. B. 322	Monday, February 23, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 71. Placed on General File as amended.

Standing Committee amendments to L. B. 71:

1. Amend pages 4 and 5 of the bill, section 3, by striking "for a li-" in line 17, by striking lines 18, 19, and 20, by striking "forty dollars," in line 21, by striking "three" in line 44 and inserting "three five", by striking "except as" in line 47, by striking lines 48, 49, 50, 51, and 52, by striking "five dollars; (7)" in line 53 and inserting "; (5)", by striking "(8)" in line 54 and inserting "(6)", and by striking "(9)" in line 55 and inserting "(7)".

2. Amend page 5 of the bill, by striking all of section 4.

3. Amend the bill by renumbering sections 5, 6, 7, and 8 as sections 4, 5, 6, and 7 respectively.

4. Amend page 5 of the act, section 3, line 41, by reinstating the matter shown to be stricken, and by striking the word "Optometry" shown to be new matter; line 42, by striking the word and punctuation "chiropractic," and showing the same as stricken matter; line 44, by inserting after the words and punctuation "two dollars;" the words "*and chiropractic, three dollars*" and showing the same as new matter; line 44, by striking the words "dentistry and".

(Signed) O. H. Person, Chairman

Miscellaneous Appropriations and Claims**LEGISLATIVE BILL 9.** Placed on General File as amended.

Standing Committee amendments to L. B. 9:

1. Amend Section 1, Page 2, lines 2 and 3 by striking the words "including the salary of members of the county board" and inserting in lieu thereof the words "*excepting the members of the county board and the county judge*".

2. Amend Section 1, Page 2, line 4 after the word "board" and before the punctuation insert the following:

"at least sixty days prior to the closing of filings of certificate of nomination to place name on primary ballot for the respective offices."

3. Amend the title of the bill by striking the words on lines 4 and 5 "including salary of members of the county board" and inserting in lieu thereof the words "*excepting the members of the county board and the county judge*".

LEGISLATIVE BILL 63. Placed on General File.

LEGISLATIVE BILL 351. Placed on General File.

LEGISLATIVE BILL 372. Placed on General File.

(Signed) Ralph W. Hill, Chairman

Education

LEGISLATIVE BILL 52. Placed on General File.

LEGISLATIVE BILL 56. Placed on General File.

LEGISLATIVE BILL 158. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 104. Placed on General File as amended.

Standing Committee amendment to L. B. 104:

1. Amend section 1, line 9, by inserting after the word "*position*" the following: "*, other than temporary.*".

LEGISLATIVE BILL 112. Placed on General File as amended.

Standing Committee amendments to L. B. 112:

1. Amend page 2, section 2, line 10, by inserting after the punctuation "." the following: "*Such list shall contain not less than three names for each appointment to be made.*"

2. Amend page 4, section 4, line 9, by inserting after "80-401.01" the following: "*, or during a period of actual hostilities in any war or conflict in which the United States Government was engaged prior to April 6, 1917*".

3. Amend page 4, section 5, line 6, by inserting after "80-401.01" the following: "*or during a period of actual hostilities in any war or conflict in which the United States Government was engaged prior to April 6, 1917*".

4. Amend page 5, section 6, line 11, by inserting after "80-401.01" the following: "*or during a period of actual hostilities in any war or conflict in which the United States Government was engaged prior to April 6, 1917*".

5. Amend the bill by striking all of section 7 and renumbering sections 8 and 9 as sections 7 and 8, respectively.

6. Amend page 8, section 9, line 2, by inserting the word "and" after "80-105," and by striking "and 80-409," after "80-107".

7. Amend the title to conform.

(Signed) Sam Klaver, Chairman

Enrollment and Review

LEGISLATIVE BILL 85. Placed on Select File as amended.

E and R amendment to L. B. 85:

1. In the bill, section 1, page 2, line 7, strike the word "and" and in lieu thereof insert "and ,".

LEGISLATIVE BILL 20. Correctly enrolled.

LEGISLATIVE BILL 5. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Unanimous Consent—Withdraw Motion

Mr. Lee asked unanimous consent to withdraw his motion on L. B. 91, found in the Legislative Journal for the Twenty-fifth Day.

Consent was granted and it was so ordered.

Judiciary

LEGISLATIVE BILL 94. Placed on General File as amended.

Standing Committee amendments to L. B. 94:

1. Amend page 2, section 1, line 7, by striking the word "the" and inserting in lieu thereof the word "a", and by striking the word "of" and inserting in lieu thereof the words "not exceeding".

2. Amend page 2, section 1, line 11, by striking the word "the" and inserting in lieu thereof the word "a", and by striking

the word "of" and inserting in lieu thereof the words "*not exceeding*".

3. Amend page 2, section 1, line 26, by striking the word "the" and inserting in lieu thereof the word "a", and by striking the word "of".

4. Amend page 2, section 1, line 30, by striking the word "the" and inserting in lieu thereof the word "a", and by striking the word "of" and inserting in lieu thereof the words "*not exceeding*".

LEGISLATIVE BILL 93. Placed on General File as amended.

Standing Committee amendments to L. B. 93:

1. Amend page 2, section 1, line 20 by striking the word "the" after the word "at" and inserting in lieu thereof the word "a".

2. Amend page 2, section 1, line 21 by striking the word "of" and inserting in lieu thereof the words "*not exceeding*".

(Signed) Robert D. McNutt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 20

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 80.

A bill for an act to amend section 8-346, Revised Statutes of Nebraska, 1943, relating to banks and banking; to authorize the Director of Banking to accept reports of examination of building and loan associations by certain federal agencies in lieu of examinations authorized by the laws of this state; to provide for examinations of building and loan associations jointly with federal agencies; to authorize the Director of Banking to make

available to certain federal agencies any information obtained by the director in his examinations; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Larkin	Peterson
Anderson	Coffey	Lee	Pizer
Aufenkamp	Cole	Liebers	Shultz
Beaver	Cramer	Lillibridge	Syas
Bixler	Dooley	McHenry	Tvrdek
Bridenbaugh	Duis	McNutt	Vogel
Britt	Fenske	Martin	Williams
Brown	Hill	Marvel	Wilson
Burney	Hubka	Moulton	
Carmody	Klaver	Nelson	
Carpenter	Kotouc	Person	

Voting in the negative, 0.

Not voting, 2:

Diers Lusinski

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 8.

A bill for an act to amend section 39-717, Reissue Revised Statutes of Nebraska, 1943; to give the county board authority to remove hedge fences, trees, and undergrowth from county roads at county expense under the prescribed circumstances; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Beaver	Britt	Carpenter
Anderson	Bixler	Brown	Carson
Aufenkamp	Bridenbaugh	Carmody	Coffey

Cole	Kotouc	Martin	Pizer
Cramer	Larkin	Marvel	Shultz
Dooley	Liebers	Moulton	Tvrdik
Duis	Lillibridge	Nelson	Vogel
Fenske	McHenry	Person	Williams
Hill	McNutt	Peterson	Wilson
Klaver			

Voting in the negative, 2:

Burney Syas

Not voting, 4:

Diers Hubka Lee Lusieniski

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 40.

A bill for an act to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide when the county assessor shall notify the owners of real estate of increases in assessment of such real estate; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Diers Lusinski

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 64.

A bill for an act to amend section 17-108, Revised Statutes Supplement, 1951, relating to cities of the second class; to eliminate the provisions fixing the maximum salaries of the clerk, treasurer, city attorney, and police magistrate; to provide that their salaries shall be fixed by the mayor and council; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Larkin	Peterson
Anderson	Coffey	Lee	Pizer
Aufenkamp	Cole	Liebers	Shultz
Beaver	Cramer	Lillibridge	Syas
Bixler	Dooley	McHenry	Tvrdik
Bridenbaugh	Duis	McNutt	Vogel
Britt	Fenske	Martin	Williams
Brown	Hill	Marvel	Wilson
Burney	Hubka	Moulton	
Carmody	Klaver	Nelson	
Carpenter	Kotouc	Person	

Voting in the negative, 0.

Not voting, 2:

Diers Lusinski

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 79.

A bill for an act relating to building and loan associations; to provide for bonds of officers and employees of such associa-

tions; to provide for the conditions of such bonds; and to provide where such bonds shall be filed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Diers	Dooley	Lusienski
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 2. With emergency.

A bill for an act to amend section 23-260, Revised Statutes of Nebraska, 1943, sections 39-401, 39-402, 39-403, 39-404, 39-406, Reissue Revised Statutes of Nebraska, 1943, and sections 23-250, 23-250.01, and 23-259, Revised Statutes Supplement, 1951, relating to townships; to provide for publishing the annual financial report of the town clerk; to eliminate the provision that the Auditor of Public Accounts shall make a summary of the annual financial report and publish the same; to provide for one levy to raise the money necessary to defray the town charges of each town; to provide for increase in the compensation of members of the town board and township highway superintendent; to provide when such increase in compensation shall become effective; to provide for a division of the money collected from the prescribed tax levy on property within the corporate limits of cities and villages located within the boundaries of any town; to provide for payment of certain expenses from the township fund; to provide

when the town board shall present a petition to the county board praying for an appropriation from the county treasury to aid in the building, constructing, or repairing of roads in such town; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Diers	Lusienski	Nelson
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 11. Re: Property Assessment Date

Introduced by Herbert J. Duis of Dawson.

WHEREAS, at the Sixtieth Session of the Nebraska State Legislature, the date for assessing property was changed from April 1 to March 10, and

WHEREAS, it appears that April 1 is a more appropriate date for assessing property.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Committee on Revenue have a bill prepared changing the assessment date back to April 1 and then introduce it as a committee bill.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 215. Indefinitely postponed.

LEGISLATIVE BILL 240. Placed on General File.

LEGISLATIVE BILL 271. Placed on General File as amended.

Standing Committee amendment to L. B. 271:

Amend section 1, lines 7, 8, 9 and 10, by striking words and punctuation as follows: "nor in any bank giving a personal bond more than the amount insured by the Federal Deposit Insurance Corporation, plus one half of the amount of the bond of such bank."

(Signed) Otto Kotouc, Sr., Chairman

Mr. McNutt Presiding

GENERAL FILE

LEGISLATIVE BILL 1. Read and considered.

Mr. Lillibridge offered the following amendment, which was adopted:

Line 15, after the word "Accounts," add "not to exceed \$5,400.00".

Advanced to E and R for review.

Mr. Burney Presiding

LEGISLATIVE BILL 180. Read and considered.

Mr. Williams moved to indefinitely postpone L. B. 180.

Mr. Williams requested a machine vote.

Mr. Williams' motion to indefinitely postpone L. B. 180 lost with 3 ayes, 31 nays and 9 not voting.

Mr. Lillibridge offered the following amendment to L. B. 180, which was adopted:

Line 13 after the words "Attorney General," add "but not to exceed sixty two hundred fifty dollars per annum".

Mr. McNutt offered the following amendment to L. B. 180, which was adopted:

Amend the title, line 4, by striking the words "the method of".

Advanced to E and R for review.

LEGISLATIVE BILL 129. Read and considered.

Mr. Kotouc offered the following amendment to L. B. 129, which was adopted:

I move that lines 7 and 8 be amended to read after the word "salary" "not to exceed four thousand eight hundred dollars per year," in lieu of the stricken matter.

Advanced to E and R for review.

Visitors

Mr. Tyrdik introduced Mr. Robert D. Gordon, Superintendent, Mr. E. L. Kearney, Teacher, and ten students from Kensington High School, Kensington, Kansas.

LEGISLATIVE BILL 95. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Beaver offered the following amendment, which was adopted:

1. Amend page 2 of the bill, section 1, line 26, by striking the word, "determine" and inserting in lieu thereof the words "*aid it in determining*".

Advanced to E and R for review.

LEGISLATIVE BILL 83. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Laid over.

Mr. McNutt Presiding

LEGISLATIVE BILL 174. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 160. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Laid over for five minutes.

Visitors

Mr. Burney introduced thirty men and women from eleven counties in the northeastern part of Nebraska, including Legislative Districts 11 to 16, who represented thirty-nine hundred Farm Bureau families.

Mr. Moulton introduced Mrs. Karl E. Vogel, Mrs. George Syas, and his wife, Mrs. William Moulton.

LEGISLATIVE BILL 184. Bracketed.

LEGISLATIVE BILL 102. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Laid over.

LEGISLATIVE BILL 160. Advanced to E and R for review.

Unanimous Consent—Exchange Place of Hearing

Mr. Bridenbaugh asked unanimous consent that the Agriculture Committee exchange places of hearing with the Government Committee and the Agriculture Committee meet in the East Senate

Chamber and the Government Committee in the West Senate Lounge today. Consent was granted and it was so ordered. Mr. Bridenbaugh announced that the Agriculture Committee would hold hearings on L. B. 248 and L. B. 254 this afternoon.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor for approval on February 11, 1953 at 11:25 a.m.

L. B. 38

LEGISLATIVE BILL 233. Placed on Select File as amended.

E and R amendments to L. B. 233:

1. In the bill, section 1, page 2, line 15, after the word "cemetery" insert "*or cemeteries*"; and in lines 24 and 25 strike "In no case shall the amount of tax levy" and in lieu thereof insert "In no case shall the *The* amount of the tax levy *shall not*".

2. In the bill title, lines 5 and 6, strike "such cemeteries" and in lieu thereof insert "the cemetery or cemeteries of such a district".

LEGISLATIVE BILL 115. Placed on Select File as amended.

E and R amendments to L. B. 115:

1. In the bill, section 1, page 2, insert a comma in line 1 after the word "state", in line 3 after the word "regulation", and in lines 5 and 8 after the word "state"; and in line 5 strike the word "require" and in lieu thereof insert "requires".

2. In the bill, section 2, insert a comma in line 1 after the word "state" and in line 4 after the word "sale"; in line 2 insert the word "a" after "requires"; in line 3 strike the word "and"; in line 4 strike the comma after the word "state"; and in line 8 strike "as are".

3. In the bill title, strike, commencing with the word "auctioneers" in line 3 to the next semicolon, line 5 of original bill (4 of printed bill), and in lieu thereof insert "and certain other requirements for auctioneers of another state desiring to conduct auction sales in Nebraska, which other state requires the licensing

of Nebraska auctioneers in such state or imposes other regulations upon such Nebraska auctioneers desiring to conduct public auction sales in such state".

(Signed) Joseph D. Martin, Chairman

Budget

LEGISLATIVE BILL 101. Placed on General File.

LEGISLATIVE BILL 205. Placed on General File as amended.

Standing Committee amendments to L. B. 205:

1. Amend pages 2 and 3 of the bill, section 1, by striking line 1 to 50, and inserting in lieu thereof the following:

"Section 1. That section 72-1006, Revised Statutes Supplement, 1951, be amended to read as follows:

72-1006. Except for construction already commenced prior to January 1, 1951, or to make final payments on and equip buildings already completed, or to make payments for the purchase of land for buildings to be used in the administration, operation, and maintenance of the institutions under the control or operation of said boards, respectively, or to make payments for the purchase of land by the Military Department for the construction of armories thereon, no further expenditures from the State Institutional and Military Department Building Fund shall be authorized or made except in accordance with the provisions of this section. The proceeds of the tax herein authorized to be levied shall be credited as and when collected to the State Institutional and Military Department Building Fund, and shall only be disbursed as follows: (1) The Board of Regents of the University of Nebraska may expend whatever amount is necessary for the construction and equipping at the University of Nebraska of a meat laboratory and a dairy production laboratory; (2) the Board of Control may expend the sum of thirty-five thousand dollars for architectural services; (3) in addition to the expenditures authorized by subdivisions (1) and (2) of this section, twenty-five per cent of the taxes collected in any one year may be expended by the various boards named in section 72-1005 and the Military Department for the repair of existing buildings; (4) funds may be expended on projects deemed necessary by a majority vote of all members of a board consisting of the Governor, as chairman, the Secretary of State, as secretary, the State Treasurer, the Auditor of Public Accounts, and the Attorney General, which vote shall be recorded in the minutes of the meeting of

the board; and (5) the remainder shall be kept and retained in the fund until such time as the Legislature, by legislative act, or the Governor, by executive order, shall direct that the funds may again be unrestrictedly expended by said boards, respectively, in the proportions hereinafter provided, as an when appropriated by the Legislature, for the erection, equipping, repairing or remodeling of buildings and plants, and for the purchase of land for buildings to be used in the administration, operation, and maintenance of the institutions under the control or operation of said boards, respectively, and for the purchase of land and construction thereon of armories, or for the purchase of land with improvements thereon to be used as armories by the Military Department."

2. Amend the title of the bill, by striking lines 4 to 9, and inserting in lieu thereof the following:

"buildings; to remove the restrictions upon the expenditures of the State Institutional and Military Department Building Fund; and to repeal the original section."

(Signed) Arthur Carmody, Chairman

Revenue

LEGISLATIVE BILL 89. Placed on General File as amended.

Standing Committee amendments to L. B. 89:

1. Amend Page 2 of the bill, section 1, line 1, by striking the word "It" and inserting in lieu thereof the following:

"Until two years after the effective date of this act, it".

2. Amend page 2 of the bill, section 1, line 15, by inserting the figure "(1)" after the word "except", and in line 16, by inserting after the word "thereon" the following:

", (2) taxes voted by the people subsequent to the effective date of this act, (3) taxes authorized by the Legislature subsequent to the effective date of this act, (4) taxes authorized by the provisions of sections 72-1005 and 83-347, Reissue Revised Statutes of Nebraska, 1943, and sections 68-620 and 85-172.02, Revised Statutes Supplement, 1951, and (5) special assessments".

3. Amend Page 2 of the bill, by adding immediately after section 2, a new section to be known as section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

4. Amend the title of the bill, line 4, by inserting after the word "subdivisions" the words and figures "until two years after the effective date of this act"; by striking line 5, and inserting in lieu thereof the words "as prescribed herein"; line 6, by striking the word "and"; and line 8, by inserting after the word "insufficient" the words and punctuation "; and to declare an emergency".

LEGISLATIVE BILL 302. Placed on General File as amended.

Standing Committee amendments to L. B. 302:

1. Section 1 - Page 2 - line 12

Insert after the word "estate" and before the word "classification" the following words, "*and personal property*"

2. Section 1 - Page 2 - line 15

Insert after the word "board" and before the word "such" the following phrase "*The committee shall in so far as possible, appraise any and all personal property in the county.*"

3. Section 1 - Page 3 - line 41

Insert after the word "land" and before the word "owned", the words "*or personal property*"

4. Section 1 - Page 3 - line 46

Insert after the word "lands" and before the word "by" the words "*or personal property*"

5. Section 1- Page 3 - line 48

Insert after the word "estate" and before the word "classification", the words "*and personal property*"

6. Section 1 - Page 3 - line 54

Insert after the word "estate" and before the word "classification", the words "*and personal property*"

7. Section 1 - Page 3 - line 61

Insert after the word "estate" and before the word "classification", the words "*and personal property*"

LEGISLATIVE BILL 272. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Member Excused

Mr. Aufenkamp was excused for Thursday, Friday and Monday, February 12, 13 and 16, 1953.

Adjournment

At 12:02 p.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, February 12, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Reverend Nelson Warner of the First United Presbyterian Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Aufenkamp, Diers, Duis and Lusinski who were excused.

Member Excused

Mr. Klaver was excused for an hour.

The Journal for the Twenty-seventh Day was approved as corrected.

MESSAGES FROM THE GOVERNOR

February 11, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable Body that on February 11, 1953, he approved L. B. 38.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Copy of House Resolution 3, of the General Assembly of the State of Iowa, concerning the elimination of the Federal gasoline tax, sent to the Clerk by A. C. Gustafson, Chief Clerk. Referred to Committee on Public Works.

MOTIONS—Loud Speakers

Mr. President: I move that the committee to study the installation of a loud speaker system be continued. (Signed) John Adams, Sr.

The motion prevailed.

Mr. President: I move that the committee be empowered to install other loud speaker systems on a trial basis. (Signed) Howard L. Britt

The motion prevailed.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 46. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Government

LEGISLATIVE BILL 162. Placed on General File.

LEGISLATIVE BILL 163. Placed on General File as amended.

Standing Committee amendment to L. B. 163:

Page 3, Section 2, line 19 strike the word "three" and insert in lieu thereof the word "one".

LEGISLATIVE BILL 116. Indefinitely postponed.

LEGISLATIVE BILL 164. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

Budget**LEGISLATIVE BILL 342.** Indefinitely postponed.

(Signed) Arthur Carmody, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 65.

A bill for an act to amend sections 19-621, 19-623, 19-624, and 19-626, Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide when it shall be necessary to hold a primary election to nominate candidates for the office of city councilman in cities operating under the city manager plan; to provide when a person shall be considered nominated for such office; to increase the required number of signatures on petitions to have the name of any person placed on the ballot as candidate for such office; to provide the form of such petition; to provide that the names of candidates for such office shall be placed on the ballot at the next regular municipal election unless the number of candidates exceeds twice the number of the places on the council to be filled; to provide certain procedure if the number of candidates is more than twice such number of places to be so filled; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carpenter	Larkin	Person
Anderson	Carson	Liebers	Peterson
Beaver	Coffey	Lillibridge	Pizer
Bixler	Cole	McHenry	Shultz
Bridenbaugh	Cramer	McNutt	Tvrdik
Britt	Dooley	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Kotouc	Nelson	

Voting in the negative, 0.

Not voting, 8:

Aufenkamp	Duis	Klaver	Lusienski
Diers	Hill	Lee	Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 91. Laid over.

LEGISLATIVE BILL 92.

A bill for an act to amend section 39-817, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to reduce the required publications of advertisements for bids for the construction of bridges from four weeks to three weeks; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams	Carpenter	Larkin	Person
Anderson	Coffey	Liebers	Peterson
Beaver	Cole	Lillibridge	Pizer
Bixler	Cramer	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Fenske	Martin	Tvrdik
Brown	Hill	Marvel	Vogel
Burney	Hubka	Moulton	Williams
Carmody	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Aufenkamp	Diers	Klaver	Lusienski
Carson	Duis	Lee	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 41.

A bill for an act to amend section 21-608, Revised Statutes Supplement, 1951, relating to charitable and fraternal societies; to include Cosmopolitan International, Catholic Youth Organization,

The Young Women's Christian Association of the United States of America, Nebraska District Young Women's Christian Association, and the Newman Club in the organizations declared to be corporations; to provide such organizations shall be capable of suing and being sued, of pleading and being impleaded in the several courts of this state, the same as natural persons; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carson	Larkin	Person
Anderson	Coffey	Liebers	Peterson
Beaver	Cole	Lillibridge	Pizer
Bixler	Cramer	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Fenske	Martin	Tvrdik
Brown	Hill	Marvel	Vogel
Burney	Hubka	Moulton	Williams
Carmody	Kotouc	Nelson	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 6:

Aufenkamp	Duis	Lee	Lusienski
Diers	Klaver		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Lincoln's Day Program

Mr. President: I move that we hear the Lincoln's Day Program today from 11:30 a.m. to 12:00 noon. (Signed) Charles F. Tvrdik

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 24. Advanced to E and R for engrossment.

LEGISLATIVE BILL 103. Advanced to E and R for engrossment.

LEGISLATIVE BILL 17. E and R amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. E and R amendments found in the Legislative Journal for the Twenty-sixth Day were adopted.

Mr. Bridenbaugh offered the following unanimous consent amendment to L. B. 28, which was adopted:

1. Amend page 2 of the bill, section 2, line 3, by inserting after the word "coliseum" the following:

"and equipment,"

2. Amend the title of the bill, line 5, by inserting after the word "ing" the words "and equipping".

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 83.

Mr. Person offered the following amendment to L. B. 83, which was adopted:

1. Amend pages 5 and 6 of the bill, section 4, lines 11, 12, and 21 by striking ", or by both such fine and imprisonment" and show the same as stricken matter, and lines 28 and 29 by striking ", or by both such fine and imprisonment".

Advanced to E and R for review.

Mr. McNutt Presiding

Unanimous Consent—General File

Mr. Vogel asked unanimous consent to advance L. B. 89 and L. B. 302 to the head of the list on General File.

Mr. Anderson objected.

SUSPEND RULES—General File

Mr. President: I move that the rules be suspended and that L. B. 89 and L. B. 302 be placed at the head of General File. (Signed) Earl J. Lee

The motion prevailed with 29 ayes, 0 nays and 14 not voting.

Unanimous Consent—Bracket L. B. 102

Mr. Anderson asked unanimous consent that L. B. 102 be bracketed until Monday, February 16, 1953. Consent was granted and it was so ordered.

Member Excused

Mr. Fenske was excused for the remainder of the day.

LEGISLATIVE BILL 89. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Mr. Carpenter moved to indefinitely postpone L. B. 89.

Mr. Britt moved the previous question, which prevailed with 30 ayes, 0 nays and 13 not voting.

Mr. Carpenter's motion to indefinitely postpone L. B. 89 lost with 11 ayes, 22 nays and 10 not voting.

Mr. Britt offered the following amendment:

1. Amend standing committee amendment number 2, line 10 by striking the word "and", and in line 11 by inserting after the word "assessments" the following:

" , and (6) differential in taxes which the political subdivision did raise in 1952 and the amount such political subdivision could have raised on the 1952 valuation if the maximum levy had been made."

Pending.

Mr. Hubka asked unanimous consent to hold L. B. 89 on General File until tomorrow. Consent was granted and it was so ordered.

LINCOLN MEMORIAL PROGRAM

Presented by Hastings College, Hastings, Nebraska

Reverend Hansen Presiding

At 11:30 a.m., the following program was rendered:

The Lord's Prayer Millard Cates
 Nancy Hanks Millard Cates
 The Gettysburg Address F. Gerald Carlson
 Address—"The Common Becomes Uncommon" Dale D. Welch
 (President, Hastings College)

Pilgrim's Song Gordon Ohlsson
 Battle Hymn of the Republic Millard Cates, Gordon Ohlsson
 Harry Payne, Pianist

Mr. McNutt expressed appreciation for the excellent program presented by the group.

Visitors

Mr. Moulton introduced a group from the Farm Bureau, who represented the northeastern Nebraska District, composed of seventeen counties.

Mr. Britt introduced Mrs. Ruth Pinney, Teacher, and thirty students from the Class on Government of the Lincoln High School.

Mr. Hubka introduced Mr. Joseph P. Shalla, a former member of the Legislature.

MOTION—Adjournment

Mr. President: I move that when we adjourn at 12:30 p.m., we adjourn until 9:00 a.m., Friday, February 13, 1953. (Signed) Tom Coffey

The motion prevailed.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 69. Placed on General File.

(Signed) O. H. Person, Chairman

Enrollment and Review

LEGISLATIVE BILL 97. Placed on Select File as amended.

E and R amendments to L. B. 97:

1. Strike the new matter inserted by standing committee amendment 1 and in lieu thereof insert as such new matter "*or, if a nonresident of the State of Nebraska, owns land adjoining the school land set forth in the lease to be assigned*".

2. In the bill title, after the last semicolon insert "to permit a nonresident of this state to be an assignee of a school land lease if the assignee owns land adjoining the school land set forth in the lease to be assigned;"

LEGISLATIVE BILL 75. Placed on Select File as amended.

E and R amendment to L. B. 75:

1. In the bill, section 1, page 2, line 7, insert a comma after the word "commissioner"; in line 8 strike the comma; and in line 10 strike the word "the" and in lieu thereof insert "such".

LEGISLATIVE BILL 111. Placed on Select File as amended.

E and R amendments to L. B. 111:

1. In the bill, section 1, page 2, line 4, strike "separate books" and in lieu thereof insert "*a separate book or books*".

2. In the bill, section 2, page 2, line 9, strike the comma and in lieu thereof insert "*, and*"; in line 15 after the word "discharge" insert "*or record of separation from active duty*"; in line 16 insert a comma after the word "volume" and also in line 16 strike "*said discharge papers*" and in lieu thereof insert "*said such discharge papers or record of separation*".

3. In the bill, section 3, page 2, line 1, strike the word "sections" and in lieu thereof insert "section"; and in line 2, insert the word "section" after "and".

4. In the bill title, line 6 insert the word "the" after "in".

LEGISLATIVE BILL 153. Placed on Select File as amended.

E and R amendments to L. B. 153:

1. In the bill, section 1, page 2, line 5, strike the words "or" before "husband" and "or any" before "child" and show the same as stricken matter; and in line 4 and also in line 5 strike the word "the" and in lieu thereof insert "the a".

2. In the bill title, strike commencing with the word "eliminate" in line 4 to "immediate" in line 6 and in lieu thereof insert "make a change in the classifications of persons for inheritance tax purposes by eliminating persons, to whom the deceased stood in the acknowledged relation of a parent for not less than ten years prior to such death, from the class of the".

LEGISLATIVE BILL 160. Placed on Select File.

LEGISLATIVE BILL 190. Placed on Select File as amended.

E and R amendment to L. B. 190:

1. In the bill, section 1, page 2, line 22, strike the word "then" and show the same as stricken matter.

LEGISLATIVE BILL 35. Correctly engrossed.

LEGISLATIVE BILL 42. Correctly engrossed.

LEGISLATIVE BILL 2. Correctly enrolled.

LEGISLATIVE BILL 8. Correctly enrolled.

LEGISLATIVE BILL 40. Correctly enrolled.

LEGISLATIVE BILL 64. Correctly enrolled.

LEGISLATIVE BILL 79. Correctly enrolled.

LEGISLATIVE BILL 80. Correctly enrolled.

Presented to the Governor for approval on February 12, 1953, at 9:15 a.m.

L. B. 20

(Signed) Joseph D. Martin, Chairman

MESSAGES FROM THE GOVERNOR

February 12, 1953

MR. PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:

I have asked Senator Coffey to introduce a bill relating to certification standards of teachers. This bill has my recommendation as required by your rules.

It is my understanding that Nebraska's standards for teachers qualifications are the lowest in the nation. It is my desire to make a definite effort to improve this situation.

(Signed) Robert B. Crosby

Governor of Nebraska

February 12, 1953

MR. PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:

Upon my recommendation and request Senator Cramer is introducing a bill to limit the practice of making contracts for instruction of pupils in another district. This practice has been abused and has retarded redistricting. My purpose is to give the Legislature an opportunity to consider a suggestion for improvement that is somewhat stronger than any bill now before you.

(Signed) Robert B. Crosby

Governor of Nebraska

RESOLUTIONS

LEGISLATIVE RESOLUTION 12 Re: William Jennings Bryan
Statue

Introduced by O. H. Person of Saunders and Earl J. Lee of Dodge.

WHEREAS, there is now located at the north entrance of the State Capitol a statue of William Jennings Bryan, and

WHEREAS, there are other locations on the State Capitol grounds more suitable for this statue.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. The Governor have the statue of William Jennings Bryan moved from the north entrance of the State Capitol to either the south or east entrance thereof.

2. That a copy of this resolution, be suitably engrossed, by the Clerk of the Legislature, and sent to the Governor.

Adjournment

At 12:20 p.m., on a motion by Mr. Coffey, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, February 13, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Aufenkamp, Lusinski and McHenry, who were excused.

The Journal for the Twenty-eighth Day was approved.

Communications

Letter from Lewis L. Skiles, Secretary-Treasurer of Highway 89 Association, which met in Beaver City, Nebraska, on February 9, 1953, stating that this association approves additional funds for road construction in the state. Referred to the Committee on Public Works.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 238. Placed on General File.

(Signed) Otto Kotouc, Sr., Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 344. Placed on General File.

LEGISLATIVE BILL 345. Placed on General File.

(Signed) O. H. Person, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 2	L. B. 40	L. B. 79
L. B. 8	L. B. 64	L. B. 80

RESOLUTIONS

LEGISLATIVE RESOLUTION 11.

On the objection of five members to the consideration of L. R. 11 at this time, the resolution was referred to the Committee on Revenue.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 559. By Tom Coffey of Harlan, by request of the Governor.

A bill for an act to amend section 79-1209, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that Nebraska Third Grade Elementary School Certificate shall be issued only until September 15, 1956; to provide that Nebraska General Elementary School Certificate shall be issued only until September 15, 1958; and to repeal the original section.

LEGISLATIVE BILL 560. By Glenn Cramer of Boone, by request of the Governor.

A bill for an act to amend section 79-486, Revised Statutes Supplement, 1951, relating to schools; to provide a limitation on the number of years a district may contract for instruction of its pupils; and to repeal the original section.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 178. Indefinitely postponed at the request of the introducer.

(Signed) Arthur Carmody, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 91.

A bill for an act to amend section 33-110, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to reduce the fees to be charged by county clerks for certificates and seals not therein excepted; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carson	Klaver	Person
Anderson	Coffey	Kotouc	Pizer
Beaver	Cole	Larkin	Shultz
Bixler	Cramer	Liebers	Syas
Bridenbaugh	Diers	Lillibridge	Tvrdek
Britt	Dooley	Martin	Vogel
Burney	Duis	Marvel	Williams
Carmody	Fenske	Moulton	Wilson
Carpenter	Hill	Nelson	

Voting in the negative, 3:

Hubka	Lee	Peterson
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Not voting, 5:

Aufenkamp	Lusinski	McHenry	McNutt
Brown			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 91 on final reading. (Signed) Robert D. McNutt

Unanimous Consent—Lay Over L. B. 154

Mr. Moulton asked unanimous consent that L. B. 154 be laid over until Monday, February 16, 1953. Consent was granted and it was so ordered.

Unanimous Consent—Lay Over L. B. 147

Mr. Williams asked unanimous consent that L. B. 147 be laid over until Monday, February 16, 1953. Consent was granted and it was so ordered.

LEGISLATIVE BILL 82.

A bill for an act to amend section 44-1041, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate certain provisions as to naming of beneficiaries for payment of death benefits in fraternal insurance policies and the scope of such beneficiaries; to change the nature of the interest of beneficiaries of fraternal insurance; to permit the insured members to change the beneficiary or beneficiaries of such contracts in accordance with the constitution or by-laws of the society; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Coffey	Larkin	Person
Anderson	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Duis	McNutt	Syas
Britt	Fenske	Martin	Tvrdik
Burney	Hill	Marvel	Vogel
Carmody	Hubka	Moulton	Williams
Carpenter	Klaver	Nelson	Wilson
Carson	Kotouc		

Voting in the negative, 0.

Not voting, 5:

Aufenkamp	Dooley	Lusienski	McHenry
Brown			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 61.

A bill for an act to amend section 32-523, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide the

time for the nomination of a candidate when the death of an incumbent of any elective office occurs not more than forty days nor less than thirty days prior to a primary or general election and when such death occurs more than forty days prior to a general election; to provide the effect of a failure of a political party to nominate a candidate for any office at the primary election; to provide a savings clause; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brown	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Aufenkamp	Lusienski	McHenry
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Beaver introduced Mrs. McKenzie, Teacher, Mr. Basler, Superintendent, Mr. Moor, Coach, and forty-one students from the Beemer High School, Beemer, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 41. Correctly enrolled.

LEGISLATIVE BILL 65. Correctly enrolled.

LEGISLATIVE BILL 92. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 197	Friday, February 20, 1953	2:00 p. m.
L. B. 201	Friday, February 20, 1953	2:00 p. m.

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 41	L. B. 65	L. B. 92
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MOTION—Place L. B. 272 on General File

Mr. President: I move that L. B. 272 be placed on General File notwithstanding the action of the committee in indefinitely postponing the same. (Signed) Earl J. Lee, Hal Bridenbaugh, Arthur Carmody.

Mr. Kotouc moved the previous question, which prevailed with 34 ayes, 2 nays and 7 not voting.

The motion to place L. B. 272 on General File prevailed with 24 ayes, 7 nays and 12 not voting.

Visitors

Mr. Pizer introduced Mr. Cliff Sandahl of North Platte, former Lincoln newspaper reporter for the Associated Press, who addressed the Legislature briefly; and newspaper reporters Burt James of Hastings, Arch Janell of Grand Island, Ed Bradley of Scottsbluff, and Cy Douglass of Des Moines, Iowa.

Mr. Bridenbaugh introduced a Farm Bureau group from northeastern Nebraska.

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 146	Wednesday, February 25, 1953	2:00 p. m.
L. B. 187	Wednesday, February 25, 1953	2:00 p. m.
L. B. 191	Wednesday, February 25, 1953	2:00 p. m.
L. B. 207	Wednesday, February 25, 1953	2:00 p. m.
L. B. 213	Wednesday, February 25, 1953	2:00 p. m.

Speaker Tvrdik Presiding**STANDING COMMITTEE REPORTS****Judiciary**

LEGISLATIVE BILL 138. Placed on General File.
LEGISLATIVE BILL 139. Placed on General File.
LEGISLATIVE BILL 177. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Budget

LEGISLATIVE BILL 290. Placed on General File as amended.

Standing Committee amendments to L. B. 290:

1. Amend page 2 of the bill, by striking section 1, and substituting two new sections to read as follows:

"Section 1. That section 83-142, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-142. The Board of Control shall not purchase for any institution under its control, except the State Penitentiary and the , Women's Reformatory, *Lincoln State Hospital, Norfolk State Hospital, Hastings State Hospital, and Beatrice State Home*, any oleo-margarine, imitation butter, or butter substitute, but shall purchase only butter made from the fatty constituent of cows' milk and manufactured in the State of Nebraska.

Sec. 2. That original section 83-142, Reissue Revised Statutes of Nebraska, 1943, is repealed."

2. Amend the title of the bill, line 2, by striking the word "repeal" and inserting the word "amend", and in line 4, by inserting after the word "institutions" the following:

"; to include Lincoln State Hospital, Norfolk State Hospital, Hastings State Hospital, and Beatrice State Home with the other state institutions for which the Board of Control may purchase butter substitutes; and to repeal the original section".

(Signed) Arthur Carmody, Chairman

GENERAL FILE

LEGISLATIVE BILL 89.

Mr. Britt asked unanimous consent to withdraw his amendment to L. B. 89, found in the Legislative Journal for the Twenty-eighth Day, and to offer the following as a substitute amendment. Consent was granted and it was so ordered.

1. Amend standing committee amendment number 2, line 10, by striking the word "and", and in line 11, by inserting after the word "assessments" the following:

"and where any political subdivision or taxing district in 1952 did not make the maximum levy permitted by law nothing in this act shall prevent it in succeeding years from raising the amount of revenue plus five per cent that would have been raised in 1952 had the maximum levy permitted by law been used."

The Speaker was in doubt and called for a machine vote. The Britt amendment was adopted with 17 ayes, 15 nays and 11 not voting.

Mr. Bixler offered the following amendment to L. B. 89, which was adopted:

1. Amend page 2 of the bill, section 2, line 2, by striking the words "taxing district" and inserting in lieu thereof the following:

"county, and the county board may, upon satisfactory showing by any taxing district within such county,".

Mr. Carpenter moved to indefinitely postpone L. B. 89.

Mr. Carpenter requested a machine vote.

The motion to indefinitely postpone L. B. 89 lost with 11 ayes, 22 nays and 10 not voting.

Mr. Lee asked unanimous consent that L. B. 89 be bracketed. Consent was granted and it was so ordered.

Visitors

Mr. Person introduced Mr. Roland Nelson, Vice President of The Nebraska Farm Bureau, Mead, Nebraska.

Postpone Consideration of Bills

The Speaker expressed the desire of Mr. Aufenkamp that the consideration of his bills be laid over until his return.

MOTION—Consider L. B. 302

Mr. President: I move that we consider L. B. 302 on General File. (Signed) Karl E. Vogel

The motion prevailed.

LEGISLATIVE BILL 302. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Mr. Vogel offered the following amendment to L. B. 302, which was adopted:

I move that the title be amended to conform with the Standing Committee amendments.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 166	Monday, March 2, 1953	2:00 p.m.
L. B. 229	Monday, March 2, 1953	2:00 p.m.
L. B. 230	Monday, March 2, 1953	2:00 p.m.
L. B. 249	Monday, March 2, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 24. Correctly engrossed.
LEGISLATIVE BILL 44. Correctly engrossed.
LEGISLATIVE BILL 53. Correctly engrossed.
LEGISLATIVE BILL 70. Correctly engrossed.
LEGISLATIVE BILL 36. Placed on Select File as amended.

E and R amendments to L. B. 36:

1. In standing committee amendment 1, line 2 of new section 4, insert the word "of" after "*purchasing*"; and in lines 12 and 16 strike the commas.

2. In the bill, section 2, page 2, line 5, insert the word "of" after "*purchasing*"; and strike the commas in lines 16 and 20 and show the same as stricken matter.

3. In the bill section 3, page 3, line 2, strike the word "original".

4. In the bill title, line 5 of original bill (4 of printed bill) strike "provide for" and in lieu thereof insert "authorize"; in line 6 of original bill (5 of printed bill) after the word "districts" insert "to purchase or lease any appropriate site and"; and in line 10 of original bill (8 of printed bill) after the semicolon insert "to provide certain procedure and requirements for the same;".

LEGISLATIVE BILL 76. Placed on Select File as amended.

E and R amendment to L. B. 76:

1. In the bill, section 1, page 2, line 5, strike ", and if he find" and in lieu thereof insert ", and if . If he find finds"; in line 6 insert a comma after the word "jurors"; and in line 8 strike the comma after the word "list" and in lieu thereof insert ", and".

(Signed) Joseph D. Martin, Chairman

Approved by the Governor

February 13, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable Body that on February 13, 1953, he approved L. B. 20.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Member Excused

Mr. Peterson was excused for Monday, February 16, 1953.

Adjournment

At 12:05 p.m., on a motion by Mr. Vogel, the Legislature adjourned until 10:00 a.m., Monday, February 16, 1953.

Hugo F. Srb

Clerk of the Legislature

THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, February 16, 1953

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lusinski and Peterson, who were excused.

The Journal for the Twenty-ninth Day was approved as corrected.

Communications

Letter from Billy B. Watkins, Lester Bunderson and Earl R. Crom of Craig, Nebraska, concerning aid to the permanently and totally disabled. Referred to Committee on Labor.

Letter from Mrs. Bess Ferguson, Mrs. Alfred J. Johnson and Mr. and Mrs. Carl Olson of Aurora, Nebraska, opposing L. B. 99. Referred to Committee on Public Works.

Visitors

Mr. Britt introduced Mrs. Wilson, Teacher, and twenty students from Whittier Junior High School, Lincoln, Nebraska.

Mr. Coffey introduced Miss Helen Storms and thirteen political science students from McCook Junior College, McCook, Nebraska.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL 175. Placed on General File as amended.

Standing Committee amendments to L. B. 175:

1. Amend page 2 of the bill, section 1, lines 6 and 13, by inserting the words "*primary and*" before the word "general", line 14, by striking the word "nominees" and inserting "*nominees candidates*", line 15, by striking the word "the" before "ballot" and inserting "*the a separate nonpolitical*", lines 15 and 16, by striking "and the voter shall be instructed to vote for" and show the same as stricken matter, line 25, by striking the words "two candidates", and line 12, by inserting after the word "law" the word "*provided*".

2. Amend page 3 of the bill, section 2, lines 8 to 10, by inserting the words "*It is*" after the word "being", and reinstating all of the matter shown to be stricken, starting with the words "the intent".

LEGISLATIVE BILL 150. Placed on General File.

LEGISLATIVE BILL 14. Placed on General File.

(Signed) Charles Wilson, Chairman

Enrollment and Review

LEGISLATIVE BILL 103. Correctly engrossed.

LEGISLATIVE BILL 55. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 5.

Mr. Burney asked unanimous consent to add the words "be requested to" before the word "initiate" in the section numbered 1 in L. R. 5. Consent was granted and it was so ordered.

L. R. 5 was adopted with 32 ayes, 0 nays and 11 not voting.

LEGISLATIVE RESOLUTION 6.

L. R. 6 was adopted with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE RESOLUTION 12.

On the objection of five members to the consideration of L. R. 12 at this time, the President stated that it would be referred to a standing committee.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on February 14, 1953, at 9:00 a.m.:

L. B. 2	L. B. 41	L. B. 79
L. B. 8	L. B. 64	L. B. 80
L. B. 40	L. B. 65	L. B. 92

LEGISLATIVE BILL 61. Correctly enrolled.
LEGISLATIVE BILL 82. Correctly enrolled.
LEGISLATIVE BILL 91. Correctly enrolled.
LEGISLATIVE BILL 17. Correctly engrossed.
LEGISLATIVE BILL 28. Correctly engrossed.
LEGISLATIVE BILL 34. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 61	L. B. 82	L. B. 91
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BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 154.

A bill for an act to amend sections 32-210 and 32-211, Re-issue Revised Statutes of Nebraska, 1943, relating to elections; to

permit the appointment of a person as a judge of the election or counting board when such person otherwise qualified as an elector is affiliated with neither of the political parties which polled the highest or next highest vote in the county for Governor as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Coffey	Lusienski	Peterson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 147.

A bill for an act to amend sections 32-420, 32-528, and 32-551, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to abolish state, county, and congressional district pre-primary conventions; to provide that the county convention shall select delegates to the state and congressional district conventions; to change the form of ballot in primary elections; and to repeal the original sections, and also sections 32-115, 32-552, 32-553, 32-555, 32-557, and 32-559, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 23:

Adams	Carmody	Kotouc	Marvel
Anderson	Carpenter	Larkin	Moulton
Aufenkamp	Carson	Liebers	Person
Bixler	Cramer	Lillibridge	Pizer
Bridenbaugh	Diers	McHenry	Williams
Britt	Duis	Martin	

Voting in the negative, 16:

Beaver	Cole	Klaver	Shultz
Brown	Fenske	Lee	Syas
Burney	Hill	McNutt	Vogel
Coffey	Hubka	Nelson	Wilson

Not voting, 4:

Dooley	Lusinski	Peterson	Tvrdik
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 5. Read.

Laid over.

SELECT FILE

LEGISLATIVE BILL 85. E and R amendment found in the Legislative Journal for the Twenty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 233. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 115. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 75. E and R amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 111. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 153. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Bracketed.

LEGISLATIVE BILL 97. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 190. E and R amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 36. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 76. E and R amendment found in the Legislative Journal for the Twenty-ninth Day was adopted.

Advanced to E and R for engrossment.

COMMUNICATIONS

Letter from Mr. Emil A. Babka, Manager of the Ord Cooperative Creamery Company, Ord, Nebraska, stating that butter from

the Creamery would be distributed to the Members of the Legislature, the President and the Clerk.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1. Placed on Select File as amended.

E and R amendments to L. B. 1:

1. Strike amendment by Mr. Lillibridge, and in lieu thereof in section 1, page 2, line 15 after the comma insert "*but not to exceed fifty-four hundred dollars per annum*".

2. In the bill title, line 4, strike "the method of fixing" and in lieu thereof insert "the fixing"; and in line 5 before the semi-colon insert "within the prescribed limit".

LEGISLATIVE BILL 68. Placed on Select File as amended.

E and R amendments to L. B. 68:

1. Strike amendment by Williams to lines 11 and 12 of section 2 and in lieu thereof also strike the last comma in section 14, page 6, line 2, and the balance of said section and in lieu thereof insert "*and fix the compensation to be paid to him which amount shall not exceed twelve thousand five hundred dollars a year payable in monthly installments*".

2. In the bill, section 1, page 2, line 18 strike the word "who" and show the same as stricken matter; and in line 23 strike the words "vacancy in" and in lieu thereof insert "*a vacancy in any of*".

3. In the bill, section 2, page 3, line 5 before the period insert "*, except as otherwise provided by law*".

4. In the bill, section 3, page 3, line 3 before the comma insert "*of one of the departments referred to in section 81-101*".

5. In the bill, section 5, page 3, line 5 insert a comma after the word "assistants"; in line 6 insert the word "*except*" after the comma; and in line 9 strike "*, excepted*" and show the same as stricken matter.

6. In the bill, section 6, page 4, line 7 insert a comma after the word "cases"; in line 8 insert the word "a" at end of line; and in line 9 strike the word "it" and in lieu thereof insert "*it such leave*".

7. In the bill section 7, page 4, line 3 strike "*all of the members of*" and in lieu thereof insert "*the members elected to*"; and in line 10 strike the word "*Society*".

8. In the bill, section 8, page 5, line 12, strike the word "*be*" and in lieu thereof insert "*is*"; and in line 13 strike "*members of the commission*" and in lieu thereof insert "*such members, or one of them,*".

9. In the bill, section 10, page 5, line 4 strike "*, which*" and in lieu thereof insert "*. Such oaths*".

10. In the bill, section 11, page 5, line 2, insert a comma after "*per diem*".

11. In the bill, section 13, page 6, line 3, insert "*the*" after the word "*upon*".

12. In the bill, section 16, page 7, line 13, insert a comma after the word "*purposes*".

13. In the bill, section 17, page 7, line 2, strike "*people of*".

14. In the bill, section 18, page 7, line 9, strike "*, he*"; and in lines 16 and 17 strike "*, and as such, he*" and in lieu thereof insert "*and, as such*".

15. In the bill, section 20, page 8, line 2, after "*appoint*" insert "*and prescribe the duties of*"; and strike lines 5 and 6 and in lieu thereof insert "*and administer its affairs*".

16. In the bill, section 22, page 8, line 3, strike the word "*original*".

LEGISLATIVE BILL 77. Placed on Select File as amended.

E and R amendments to L. B. 77:

1. In the bill, section 1, page 2, line 9, strike the word "*said*" and in lieu thereof insert "*and such*"; in line 10 strike the last

"the" and show the same as stricken matter; in lines 13 and 14 strike ", and the" and in lieu thereof insert "*and the . The*"; insert a comma in line 16 after the word "notify" and also in line 27 after the words "draw" and "described"; and in line 30 strike the word "the" and in lieu thereof insert "*the such*".

2. In the bill title after the last semicolon insert "to provide that such judge or judges shall have a discretion in the number called for such subsequent panels; to change the time for drawing names for subsequent panels;"

LEGISLATIVE BILL 95. Placed on Select File as amended.

E and R amendment to L. B. 95:

1. In the bill title, line 4, strike "for appraising" and in lieu thereof insert "when"; in lines 5, 6, and 7 (5 and 6 of printed bill) strike "before the land is leased or an assignment made, and each three years thereafter; to provide that the" and in lieu thereof insert "shall be appraised; to provide that the new"; and before the last semicolon insert "to aid the board in determining the value of such lands".

LEGISLATIVE BILL 113. Placed on Select File as amended.

E and R amendments to L. B. 113:

1. In the bill, section 1, page 2, line 27, before the word "employment" insert "the", as in statute; and in line 37 strike ", which" and in lieu thereof insert "*of the director, which if it*".

2. In the bill title, lines 10 and 11 strike "provide additional violations for obtaining veteran's relief" and in lieu thereof insert "make it unlawful to knowingly, by fraudulent representations, to attempt to obtain any payment or aid as herein prescribed; to provide penalties".

LEGISLATIVE BILL 129. Placed on Select File as amended.

E and R amendments to L. B. 129:

1. Strike amendment by Mr. Kotouc, and also the stricken matter in section 1, page 2, lines 7 and 8, and in lieu thereof

insert "not to exceed ~~three thousand six~~ *forty-eight* hundred dollars per year, to".

2. In the bill, section 1, page 2, line 17, strike ", or books" and show the same as stricken matter; and in line 21 insert a comma at end of line.

3. In the bill title, line 6 of original bill (5 of printed bill) before the semicolon insert "within the prescribed limit".

LEGISLATIVE BILL 149. Placed on Select File as amended.

E and R amendments to L. B. 149:

1. In the bill title, as shown by amendment by Cramer, line 3 of new matter in said amendment, before the word "prescribe" insert "provide that such department shall"; and in last line after the word "to" insert "make certain changes in the duties of the Auditor of Public Accounts; to".

2. In the bill, new section 1, page 2, line 20, insert a comma after the word "settle"; in line 34 strike "by him paid" and in lieu thereof insert "*paid by him paid*"; in line 41 insert a comma after the word "collection"; in line 55 strike "officers" and in lieu thereof insert "offices" as in Statutes; in line 56 strike the first comma also in 56 insert a comma after "paper"; insert a comma in line 65 after the word "records" and in line 69 after the word "Schools"; in line 67 strike "and all" and show the same as stricken matter; in line 73 strike the word "and" and show the same as stricken matter; in line 77 strike the comma and in lieu thereof insert ", (a)"; also in line 77 insert a comma after "Governor"; in line 79 strike "and which expert accountant" and in lieu thereof insert "*and which expert accountant (b) who*"; in line 81 after the comma insert "*(c) who*"; in line 83 strike the word "and" and in lieu thereof insert "*and (d) who*"; in line 86 strike the word "and" and show the same as stricken matter; and in line 90 strike "; the expert accountant" and in lieu thereof insert "*; the expert accountant, and (e) who*".

LEGISLATIVE BILL 180. Placed on Select File as amended.

E and R amendments to L. B. 180:

1. Strike the first amendment by Lillibridge, and also the stricken matter in lines 13 and 14 of section 1, and in lieu thereof insert "but not to exceed ~~fifty-four~~ *sixty-two* hundred dollars per annum,".

2. In the bill title line 4 strike "fixing" and in lieu thereof insert "the fixing of"; and in line 5 before the semicolon insert "within the prescribed limit".

(Signed) Joseph D. Martin, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 186	Tuesday, February 24, 1953	2:00 p.m.
L. B. 210	Tuesday, February 24, 1953	2:00 p.m.
L. B. 313	Tuesday, February 24, 1953	2:00 p.m.

Member Excused

Mr. Aufenkamp was excused for the remainder of the day.

Mr. Cramer Presiding

GENERAL FILE

LEGISLATIVE BILL 302. Laid over.
LEGISLATIVE BILL 102. Laid over.
LEGISLATIVE BILL 151. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Mr. Person offered the following amendment, which was adopted:

Amend page 2 of the bill, section 1, (subsection 1), line 4, after the word "a" insert the word "susceptible"; in line 5, after the word "animal" insert the words "for a variable time".

Mr. McNutt offered the following amendment, which was adopted:

Amend page 4, section 9, line 3, by striking the word "their" and inserting in lieu thereof the word "his".

Mr. Hubka offered the following amendment, which was adopted:

Strike the period after the word "livestock" in line 3, section 9, page 4, and add after the word "livestock" the following: "or his neighbor's".

Bracketed.

Bills Referred to Standing Committee

L. B. Committee

559..... Education

560..... Education

Resolution Referred to Standing Committee

L. R. Committee

12..... Public Health and Miscellaneous Subjects

Adjournment

At 12:03 p.m., on a motion by Mr. Brown, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, February 17, 1953

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Dooley and Lusinski, who were excused.

The Journal for the Thirtieth Day was approved as corrected.

Communications

Letter from C. C. Moyer, County Clerk of Brown County, Ainsworth, Nebraska, opposing L. B. 272. Referred to Committee on Revenue.

Approved by the Governor

February 16, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 16, 1953, he approved L. B. 2, 8, 40, 64, 79, 80, 41, 92 and 65.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 527	Monday, March 2, 1953	2:00 p.m.
L. B. 558	Monday, March 2, 1953	2:00 p.m.
L. B. 275	Monday, March 2, 1953	2:00 p.m.
L. B. 167	Monday, March 9, 1953	2:00 p.m.
L. B. 257	Monday, March 9, 1953	2:00 p.m.
L. B. 288	Monday, March 9, 1953	2:00 p.m.
L. B. 391	Monday, March 9, 1953	2:00 p.m.

Revenue

L. B. 50	Tuesday, February 24, 1953	2:00 p.m.
L. B. 51	Tuesday, February 24, 1953	2:00 p.m.
L. B. 165	Thursday, February 26, 1953	2:00 p.m.
L. B. 47	Thursday, February 26, 1953	2:00 p.m.

Public Health and Miscellaneous Subjects

L. B. 383	Thursday, February 26, 1953	2:00 p.m.
L. B. 384	Thursday, February 26, 1953	2:00 p.m.
L. B. 390	Thursday, February 26, 1953	2:00 p.m.

Banking, Commerce and Insurance

L. B. 361	Thursday, February 26, 1953	2:00 p.m.
L. B. 366	Thursday, February 26, 1953	2:00 p.m.
L. B. 374	Thursday, February 26, 1953	2:00 p.m.
L. B. 388	Thursday, February 26, 1953	2:00 p.m.
L. B. 396	Thursday, March 5, 1953	2:00 p.m.
L. B. 399	Thursday, March 5, 1953	2:00 p.m.
L. B. 465	Thursday, March 5, 1953	2:00 p.m.

Agriculture

L. B. 328	Monday, February 23, 1953	2:00 p.m.
L. B. 329	Monday, February 23, 1953	2:00 p.m.
L. B. 289	Wednesday, February 25, 1953	2:00 p.m.
L. B. 389	Wednesday, February 25, 1953	2:00 p.m.
L. B. 346	Monday, March 2, 1953	2:00 p.m.
L. B. 475	Monday, March 2, 1953	2:00 p.m.
L. B. 377	Wednesday, March 4, 1953	2:00 p.m.
L. B. 483	Wednesday, March 4, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Agriculture**

LEGISLATIVE BILL 277. Placed on General File as amended.

Standing Committee amendments to L. B. 277:

1. Amend page 2 of the bill, section 1, line 3, by inserting after the word and punctuation "*canals*," the following:

"within one-half mile of said lake, pond, or reservoir ,".

2. Amend the title of the bill, line 5, by inserting after the word "*canals*" the punctuation and words "*, within one-half mile of said lake, pond, or reservoir ,".*

(Signed) Hal Bridenbaugh, Chairman

Public Works

LEGISLATIVE BILL 173. Placed on General File as amended.

Standing Committee amendments to L. B. 173:

1. Amend page 2 of the bill, section 1, line 22, by striking the word "*fifteen*" and inserting the word "*ten*".

2. Amend page 2 of the bill, section 1, line 25, by inserting after the word "*discretion*" the following:

", but if the secretary-treasurer is a member of the commission, he shall receive compensation as secretary-treasurer and shall not receive his per diem compensation for attending meetings".

LEGISLATIVE BILL 78. Placed on General File as amended.

Standing Committee amendments to L. B. 78:

1. Amend page 4 of the bill, section 2, by reinstating the stricken matter in lines 6 to 9.

2. Amend page 4 of the bill, section 2, by striking lines 10 to 17, inclusive; and in line 18 strike the words "apply to any single vehicle or combination of vehicles."

3. Amend page 4 of the bill, section 2, line 20, by inserting after the word "vehicle" the words "*having four or more wheels*".

4. Amend page 10 of the bill, section 10, line 14, by inserting after the word "vehicles" the words "*and for the purposes of this sub-section anyone who buys and sells or exchanges three or more new or new and used motor vehicles in any one calendar year shall, prima facie, be deemed to be engaged in the business of selling or exchanging new and used motor vehicles*".

5. Amend page 10 of the bill, section 10, line 16, by inserting after the word "vehicles" the words "*and for the purposes of this sub-section anyone who buys and sells or exchanges three or more used motor vehicles in any one calendar year shall, prima facie, be deemed to be engaged in the business of selling or exchanging used motor vehicles; provided, however, that no insurance company, finance company, public utilities company or other person coming into possession of any motor vehicle as an incident to its regular business who shall sell such vehicle, or who shall sell such vehicle under any contractual rights it may have with respect thereto, shall be considered a motor vehicle dealer or used motor vehicle dealer under the terms and provisions of paragraphs (3) and (4) immediately above*".

6. Amend page 9 of the bill by adding a new section immediately after section 8 to be known as section 9, and to read as follows:

"Sec. 9. That section 60-333, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-333. Corn-shellors, well-drilling outfits, *self-propelled cranes or similar vehicles*, and other implements of husbandry, bolted or fastened to motor vehicles chassis, operating casually upon the highways of this state, shall pay the annual registration fee of ten dollars ; *Provided, self-propelled cranes or similar vehicles shall not be required to be registered*".

7. Renumber sections 9 to 14 as sections 10 to 15, respectively.

8. Amend page 13 of the bill, renumbered section 15, line 2, by inserting before "60-556" the figures and punctuation "60-333,".

9. Amend the title of the bill, line 3, by inserting before "60-556" the figures and punctuation "60-333,".

LEGISLATIVE BILL 169. Indefinitely postponed.

(Signed) Hugh Carson, Chairman

Judiciary

LEGISLATIVE BILL 126. Placed on General File.

LEGISLATIVE BILL 127. Placed on General File.

LEGISLATIVE BILL 128. Placed on General File.

LEGISLATIVE BILL 136. Placed on General File as amended.

Standing Committee amendments to L. B. 136:

1. Amend section 1, lines 8 and 9 by inserting after the word "upon" the word "*written*", and by striking the words "and agreement".

2. Amend section 1, line 28, by inserting after the word "upon" the word "*written*", and by striking the words "and agreement".

LEGISLATIVE BILL 137. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 147 and L. B. 154. (Signed) K. W. Peterson

Introduce Bill

Mr. McNutt requested that the Judiciary Committee be permitted to introduce a bill. The request was granted with 37 ayes, 0 nays and 6 not voting.

BILL ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 561. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend section 16-605, Revised Statutes of Nebraska, 1943, and section 16-601, Revised Statutes Supplement, 1951, relating to cities of the first class; to permit the mayor and city council of a city of the first class to purchase

or appropriate private property for off street parking lots; to provide for the payment for such property; and to repeal the original sections.

Unanimous Consent—Return L. B. 5 to Select File

Mr. Burney asked unanimous consent to return L. B. 5 to Select File for specific amendment, which follows: Page 2, section 1, line 20, strike the words "apply for or" and amend the title to conform. Consent was granted and it was so ordered.

Member Excused

Mr. Adams was excused for Wednesday and Thursday, February 18 and 19, 1953.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 35.

A bill for an act relating to schools; to validate the action of a Class I or II district and all proceedings in connection with the building, hiring, purchasing, or acquiring a teacherage or levying a tax therefor; to provide a limitation for contesting the validity of the building, hiring, purchasing, or acquiring such teacherage or the levying of a tax therefor; and to provide a limitation as to whom such an action may proceed against.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carpenter	Kotouc	Peterson
Anderson	Carson	Lee	Pizer
Aufenkamp	Coffey	Liebers	Shultz
Beaver	Cole	Lillibridge	Syas
Bixler	Cramer	McHenry	Tvrdik
Bridenbaugh	Diers	McNutt	Vogel
Britt	Duis	Martin	Wilson
Brown	Fenske	Marvel	
Burney	Hubka	Moulton	
Carmody	Klaver	Person	

Voting in the negative, 1:

Hill

Not voting, 5:

Dooley	Lusienski	Nelson	Williams
Larkin			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 42.

A bill for an act relating to crimes and punishments; to prohibit the destruction, removal, altering, covering, or defacing of the manufacturer's serial numbers from any tractor, combine, corn picker, corn sheller, or hay baler and the sale, offering for sale, leasing, or otherwise disposing of such items of machinery on which the manufacturer's serial number has been destroyed, removed, covered, altered, or defaced, except as prescribed; to provide duties for the Attorney General and county attorneys; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Kotouc	Person
Anderson	Coffey	Lee	Peterson
Aufenkamp	Cole	Liebers	Pizer
Beaver	Cramer	Lillibridge	Shultz
Bixler	Diers	McHenry	Syas
Bridenbaugh	Duis	McNutt	Tvrdik
Britt	Fenske	Martin	Williams
Brown	Hill	Marvel	Wilson
Burney	Hubka	Moulton	
Carmody	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 5:

Carson	Larkin	Lusienski	Vogel
Dooley			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 160. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 68. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 77. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 95. E and R amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 113. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 129. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 149. E and R amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 180. E and R. amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 5. Mr. Burney's specific amendment found in this day's Legislative Journal was adopted.

Advanced to E and R for re-engrossment.

Mr. Nelson Presiding

GENERAL FILE

LEGISLATIVE BILL 151.

Mr. Person offered the following amendment, which was adopted:

I move that section 9 be stricken and the following sections renumbered—Sec. 10 as 9 and Sec. 11 as 10.

Advanced to E and R for review.

Unanimous Consent—Return L. B. 4 to Committee

Mr. Carmody asked unanimous consent that L. B. 4 be returned to the Committee on Public Works. Consent was granted and it was so ordered.

Visitors

Mr. Tvrdik introduced a team of six people from Darmstadt, Germany who are in the United States studying many phases of government, economics, industry and education.

Mr. Person introduced Mrs. Don Shanohan of Mead, Nebraska, Chairman of the extension club of that district, and twenty members of the club.

GENERAL FILE**LEGISLATIVE BILL 302.**

Standing Committee amendments to L. B. 302 found in the Legislative Journal for the Twenty-seventh Day were withdrawn.

Mr. Vogel's amendment found in the Legislative Journal for the Twenty-ninth Day was withdrawn.

Mr. Lee offered the following amendment which was adopted:

I move to amend L. B. 302 by adding the emergency clause and amending the title accordingly.

Advanced to E and R for review, as amended.

LEGISLATIVE BILL 102.

Advanced to E and R for review.

MOTION—Amend Rules

Mr. President: I move that Rule 16 be amended by striking the words "and such other persons as the Legislature may deem proper to admit". (Signed) Glenn Cramer, Chairman of the Rules Committee

Mr. Carpenter requested a record vote.

Voting in the affirmative, 11:

Bixler	Carson	Fenske	Martin
Carmody	Diers	Klaver	Peterson
Carpenter	Duis	McNutt	

Voting in the negative, 28:

Adams	Burney	Lee	Pizer
Anderson	Coffey	Liebers	Shultz
Aufenkamp	Cole	Lillibridge	Syas
Beaver	Hill	McHenry	Tvrdik
Bridenbaugh	Hubka	Marvel	Vogel
Britt	Kotouc	Moulton	Williams
Brown	Larkin	Nelson	Wilson

Not voting, 4:

Cramer Dooley Lusinski Person

The motion was declared lost.

Visitors

Mr. Carson introduced Mr. Paul Larsen and his daughter, Miss Marjorie Larsen, from St. Paul, Nebraska.

Member Excused

Mr. Cramer was excused for February 18, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on February 17, 1953, at 9:00 a.m.

L. B. 61

L. B. 82

L. B. 91

(Signed) Joseph D. Martin, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 348. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 108	Wednesday, February 25, 1953	2:00 p. m.
L. B. 109	Wednesday, February 25, 1953	2:00 p. m.
L. B. 306	Wednesday, February 25, 1953	2:00 p. m.
L. B. 307	Wednesday, February 25, 1953	2:00 p. m.

Miscellaneous Appropriations and Claims

L. B. 438	Monday, February 23, 1953	2:00 p. m.
L. B. 444	Monday, February 23, 1953	2:00 p. m.
L. B. 445	Monday, February 23, 1953	2:00 p. m.

Revenue

L. B. 347 Thursday, February 26, 1953

2:00 p. m.

STANDING COMMITTEE REPORTS**Enrollment and Review****LEGISLATIVE BILL 147.** Correctly enrolled.**LEGISLATIVE BILL 154.** Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Labor and Public Welfare**LEGISLATIVE BILL 310.** Placed on General File as amended.

Standing Committee amendment to L. B. 310:

1. Amend Sec. 1, line 8, by striking the word "reserve".

LEGISLATIVE BILL 237. Placed on General File as amended.

Standing Committee amendments to L. B. 237:

1. Amend Sec. 2, line 37, by striking the word "be" and inserting in lieu thereof the word "by".

2. Amend Sec. 3, by inserting the punctuation ":" after the word "include" in line 50; by re-instating the stricken word "collected" in line 127.

3. Amend Sec. 4, line 38, page 15, by inserting after the word "space" the words "*within the corporate limits of the state capitol city*".

4. Amend Sec. 12, by striking figure "(1)" in line 3; by striking lines 15 to 26 inclusive.

5. Amend Sec. 16, line 3, by striking "48-655" and inserting in lieu thereof "48-665".

LEGISLATIVE BILL 296. Placed on General File.

(Signed) Sam Klaver, Chairman

President Warner Presiding

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 147

L. B. 154

GENERAL FILE

LEGISLATIVE BILL 100. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 159. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for review.

Adjournment

At 12:01 p.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, February 18, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Aufenkamp, Cramer and Lusinski, who were excused.

The Journal for the Thirty-first Day was approved.

Approved by the Governor

February 17, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 17, 1953, he approved L. B. 61, 82 and 91.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Exchange Places of Hearings

Mr. Carmody asked unanimous consent that the Budget Committee exchange places of hearing today with the Government

Committee, with the Budget Committee meeting in the East Senate Chamber and the Government Committee meeting in the Governor's Hearing Room. Consent was granted and it was so ordered.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 365. Placed on General File.

LEGISLATIVE BILL 312. Indefinitely postponed.

(Signed) O. H. Person, Chairman

Education

LEGISLATIVE BILL 199. Placed on General File.

LEGISLATIVE BILL 223. Placed on General File.

LEGISLATIVE BILL 227. Placed on General File.

LEGISLATIVE BILL 228. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 287. Placed on General File.

LEGISLATIVE BILL 253. Placed on General File.

(Signed) H. K. Diers, Vice-Chairman

Bills Referred to Standing Committee

L. B. Committee

561.....Judiciary

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 5

L. R. 6

MOTION—Adopt Resolution

Mr. President: I move that Legislative Resolution 9 be adopted. (Signed) Terry Carpenter

Mr. Carpenter requested a record vote.

Voting in the affirmative, 6:

Burney	Carson	Larkin	Martin
Carpenter	Duis		

Voting in the negative, 29:

Beaver	Dooley	Liebers	Peterson
Bridenbaugh	Fenske	McHenry	Pizer
Britt	Hill	McNutt	Shultz
Brown	Hubka	Marvel	Tvrdik
Carmody	Klaver	Moulton	Vogel
Coffey	Kotouc	Nelson	Williams
Cole	Lee	Person	Wilson
Diers			

Not voting, 8:

Adams	Aufenkamp	Cramer	Lusienski
Anderson	Bixler	Lillibridge	Syas

The motion was declared lost.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 24.

A bill for an act to repeal sections 83-475 to 83-479, Revised Statutes Supplement, 1951, relating to state institutions; to abolish the Nebraska Maternity Home.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 26:

Anderson	Cole	Liebers	Peterson
Bixler	Dooley	McHenry	Shultz
Britt	Fenske	McNutt	Syas
Brown	Klaver	Marvel	Tvrdik
Carmody	Kotouc	Moulton	Vogel
Carson	Larkin	Person	Williams
Coffey	Lee		

Voting in the negative, 12:

Beaver	Diers	Hubka	Nelson
Burney	Duis	Lillibridge	Pizer
Carpenter	Hill	Martin	Wilson

Not voting, 5:

Adams	Bridenbaugh	Cramer	Lusienski
Aufenkamp			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 44.

A bill for an act to amend section 29-901, Revised Statutes Supplement, 1951, relating to criminal procedure; to permit a person charged with a bailable offense to deposit cash in lieu of surety or sureties upon his recognizance; to harmonize this section with other provisions of law by substituting the words surety or sureties for the word securities therein; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Anderson	Cole	Lee	Person
Beaver	Diers	Liebers	Peterson
Bixler	Dooley	Lillibridge	Pizer
Britt	Duis	McHenry	Shultz
Brown	Fenske	McNutt	Syas
Burney	Hill	Martin	Tvrdik
Carmody	Hubka	Marvel	Vogel
Carpenter	Klaver	Moulton	Williams
Carson	Kotouc	Nelson	Wilson
Coffey	Larkin		

Voting in the negative, 0.

Not voting, 5:

Adams	Bridenbaugh	Cramer	Lusienski
Aufenkamp			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 53. With emergency.

A bill for an act to amend section 54-134, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to include a prescribed part of Madison County and of Hall County in the brand inspection area; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Anderson	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson	Kotouc	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Aufenkamp	Cramer	Lusienski
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 70.

A bill for an act to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide that the provisions of sections 71-2017 to 71-2030, Reissue Revised Statutes of Nebraska, 1943, shall apply to maternity homes and homes for aged or infirm; and to repeal the original section, and also sections 68-508 and 68-512, and Chapter 71,

article 7, Reissue Revised Statutes of Nebraska, 1943, and sections 68-509, 68-510, 68-511, 68-513, and 68-514, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Anderson	Cole	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson	Kotouc	Nelson	
Coffey	Larkin	Person	

Voting in the negative, 0.

Not voting, 5:

Adams	Burney	Cramer	Lusienski
Aufenkamp			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Britt introduced Mr. James Keill, Instructor, and twenty-seven students from Whittier Junior High School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 171. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 198. Read and considered.

Mr. Lillibridge offered the following amendment to L. B. 198, which was adopted:

Amend Section 1, Line 6, after the word "salary" add "not to exceed six thousand dollars."

Advanced to E and R for review.

LEGISLATIVE BILL 232. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 73. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 89.

Mr. Lee moved to advance L. B. 89 to E and R for review.

Pending.

Unanimous Consent—L. B. 272

Mr. Coffey asked unanimous consent to advance consideration of L. B. 272 before L. B. 89.

Mr. Britt objected.

MOTION—Advance L. B. 272

Mr. President: I move that we consider L. B. 272 before L. B. 89. (Signed) Tom Coffey

The motion prevailed with 30 ayes, 2 nays and 11 not voting.

Mr. Lee offered the following amendment which was adopted:

I move that L. B. 272, page 2, section 1, line 5, be amended by striking the word "and" and by inserting a comma in lieu thereof; and by inserting in line 6 after the word "property", the words "and franchises".

Laid over.

Visitors

Mr. Cole introduced the President, the former President, and the Secretary of the Sandhills Cattle Association—Messrs. Floyd

Lackaff of Bassett, Nebraska, Emil Fuscher of Gordon, Nebraska, and Robert Hamilton, Mayor of Valentine, Nebraska.

Mr. Anderson introduced Mr. and Mrs. Carl T. Bremer of Aurora, Nebraska. Mr. Bremer was formerly a Representative in the Nebraska House of Representatives.

LEGISLATIVE BILL 39. Laid over.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 57. Laid over.

LEGISLATIVE BILL 168. Read and considered.

Standing Committee amendments to L. B. 168 found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 183. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 120. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 119. Read and considered

Advanced to E and R for review.

LEGISLATIVE BILL 121. Read and considered

Advanced to E and R for review.

LEGISLATIVE BILL 122. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 123. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 124. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Britt introduced Mr. Lantz, Principal, five teachers, and one hundred twenty students from Everett Junior High School, Lincoln, Nebraska.

Mr. Hubka introduced Mrs. Joe Taylor, President, and fifteen members of the Center Hill Extension Club of Odell, Nebraska.

LEGISLATIVE BILL 71. Read and considered.

Mr. Person offered the following amendment which was adopted:

1. Amend page 4 of the bill, section 3, line 14, by inserting after the word "except" the following: "*barbering, and*".

Mr. McNutt Presiding

Mr. Person offered the following amendment which was adopted:

In line 21, section 7, the word "ten" should be shown as new matter.

Mr. Burney asked unanimous consent to have a re-write of Section 3 of L. B. 71 placed in the members' books before the bill is placed on Select File. Consent was granted and it was so ordered.

Advanced to E and R for review.

Unanimous Consent—Bracket L. B. 9

Mr. Bixler asked unanimous consent to bracket L. B. 9 until Monday, February 23, 1953. Consent was granted and it was so ordered.

LEGISLATIVE BILL 63. Read and considered.

Mr. Britt offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 3, by inserting before the word "The" the words, figures, and punctuation "*In counties having a population of more than two hundred thousand inhabitants: (1)*", line 9, by striking the punctuation and word

"Judges" and inserting "~~Judges~~ ; (2) judges", and line 12, by striking the punctuation and word "~~District~~" and inserting "~~District~~ ; and (3) district".

2. Amend page 2 of the bill, by inserting a new section immediately after section 1, to be known as section 2, and to read as follows:

"Sec. 2. In counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants: (1) The election commissioner shall receive a salary during the time in which he shall serve and hold office at the rate of thirty-six hundred dollars per annum payable monthly, and the chief deputy commissioner shall receive a salary during the period of his employment at the rate of twenty-five hundred dollars per annum payable monthly; (2) judges and clerks of election shall receive and be paid at the rate of nine dollars per day; and (3) district inspectors shall receive and be paid at the rate of ten dollars per day for the time during which they shall serve. For the purpose of this section, a day shall be considered to mean a period of thirteen hours; Provided, that for all services of judges and clerks of election and district inspectors in excess of thirteen hours, such officials shall be compensated at the rate of seventy-five cents per hour for not more than six hours. All such expenses shall be paid out of the general fund of the county, except as otherwise provided in section 32-226."

3. Amend page 2 of the bill, section 2, line 1, by striking "Sec. 2. Section 1" and inserting "Sec. 3. Sections 1 and 2".

4. Amend the title of the bill, line 5, by inserting after the word "sioner" the words "in counties having a population of more than two hundred thousand inhabitants", line 7, by inserting after the word "tors" the words and punctuation "in such counties; to increase the salaries of the deputy election commissioner, judges and clerks of election, and district inspectors in counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants; to define a day in such counties; to provide for compensation of certain officials in excess of thirteen hours in such counties".

Mr. Tvrdik asked unanimous consent to bracket L. B. 63.

Mr. Moulton asked unanimous consent that L. B. 63 be laid over until tomorrow. Consent was granted and it was so ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 75. Correctly engrossed.
LEGISLATIVE BILL 85. Correctly engrossed.
LEGISLATIVE BILL 97. Correctly engrossed.
LEGISLATIVE BILL 129. Replaced on Select File as amended.

E and R amendment to L. B. 129:

1. Strike the word "to" in line 7, section 1, page 2, which was not included in matter stricken in prior Enrollment and Review amendment 1.

LEGISLATIVE BILL 115. Correctly engrossed.
LEGISLATIVE BILL 233. Correctly engrossed.
LEGISLATIVE BILL 83. Placed on Select File as amended.

E and R amendments to L. B. 83:

1. In the new matter inserted by the last part of standing committee amendment 1, line 1 of such new matter strike the first word "*or*" and insert a comma; and in the 3rd line strike "*; or*" and in lieu thereof insert "*, and*".

2. In the bill, section 1, page 2, strike the comma in line 7 after "*penitentiary*", also in line 8 after "*years*" and show the same as stricken matter; and in line 8 also, insert "*of*" after the word "*fine*".

3. In the bill, section 2, page 2, insert a comma in line 8 after the word "*structure*", line 9 after "*dispensed*", and line 13 after "*premises*"; in lines 16 and 17 strike "*, and*" and in lieu thereof insert "*, and . Such officer shall*"; and in line 17 strike "*doings*" and in lieu thereof insert "*actions in regard to the same set forth doings*".

4. In the bill, new section 4, page 3 insert a comma in line 14 after the word "*who*", line 15 after "*growing*", line 26 after "*right*", line 32 after "*dentist*", and in line 40 after "*servant*"; in line 38 strike the first "*or*" and in lieu thereof insert "*or ,*"; line 46 strike the first "*and*" and in lieu thereof insert "*and ,*"; insert a comma in line 47, 52, and 56 after the word "*mixture*"; insert a semicolon after the word "*plant*" in line 51; in line 62

strike the word "and" and show the same as stricken matter; in line 64 strike the semicolon and show the same as stricken matter; and insert a comma in line 80 after "coca leaves" and in line 89 after "dispose of".

5. In the bill, new section 5, insert a comma at the end of line 4, and also in line 7 after "dispensing"; in line 9 strike the comma and show as stricken matter; in line 13 (12 of original bill) strike the first comma, and also strike the comma in 19 (18 of original bill) and show the same as stricken matter; at the end of line 21 (20 of original bill) insert "(3)"; and in lines 24 and 25 (23 and 24 of original bill) strike commencing with the first "the" to and including the word "of" in line 25 and in lieu thereof insert "*the provisions of sections 28-451 to 28-469, or of the laws of the United States or*".

6. In the bill title, in newly inserted matter of standing committee amendment 8, after the word "magistrate" insert "under the prescribed circumstances"; in line 5 of title strike "amidone, isoamidone, and keto-bemidone" and in lieu thereof insert "and redefine terms"; and in line 7 of original bill (6 and 7 of printed bill) strike "increase" and in lieu thereof insert "provide".

LEGISLATIVE BILL 100. Placed on Select File.

LEGISLATIVE BILL 159. Placed on Select File as amended.

E and R amendment to L. B. 159:

1. In the bill title insert a comma at the beginning of line 3 and also after the word "expense".

Presented to the Governor

Presented to the Governor for his approval on February 18, 1953, at 9:00 a.m.

L. B. 147

L. B. 154

(Signed) Joseph D. Martin, Chairman

GENERAL FILE

LEGISLATIVE BILL 351. Read and considered.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Miscellaneous Appropriations and Claims**

L. B. 446	Wednesday, February 25, 1953	2:00 p.m.
L. B. 452	Wednesday, February 25, 1953	2:00 p.m.
L. B. 458	Wednesday, February 25, 1953	2:00 p.m.

Adjournment

At 11:57 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, February 19, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Lusinski, who were excused.

The Journal for the Thirty-second Day was approved as corrected.

Approved by the Governor

February 19, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 18, 1953, he approved L. B. 147 and 154.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 509 Monday, March 16, 1953

2:00 p.m.

STANDING COMMITTEE REPORTS**Agriculture**

LEGISLATIVE BILL 254. Indefinitely postponed.

LEGISLATIVE BILL 248. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

Budget

LEGISLATIVE BILL 222. Placed on General File.

LEGISLATIVE BILL 321. Indefinitely postponed.

(Signed) Arthur Carmody, Chairman

Enrollment and Review

LEGISLATIVE BILL 35. Correctly enrolled.

LEGISLATIVE BILL 42. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 35

L. B. 42

MOTION—Loud Speakers

Mr. President: I move that the committee be empowered to rent a loud speaker system on a temporary basis. (Signed) W. J. Williams

Mr. Shultz offered the following amendment to Mr. Williams' motion: That the loud speaker system be installed on a permanent basis.

Mr. Carmody requested a record vote.

Voting in the affirmative on the Shultz amendment, 17:

Beaver	Duis	Larkin	Moulton
Bixler	Fenske	Lee	Shultz
Britt	Hill	McNutt	Syas
Brown	Kotouc	Marvel	Vogel
Burney			

Voting in the negative, 22:

Anderson	Coffey	Klaver	Person
Aufenkamp	Cole	Lillibridge	Peterson
Bridenbaugh	Cramer	McHenry	Pizer
Carmody	Diers	Martin	Tvrdik
Carpenter	Dooley	Nelson	Williams
Carson	Hubka		

Not voting, 4:

Adams	Liebers	Lusienski	Wilson
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The Shultz amendment was declared lost.

Mr. Carmody requested a record vote on the original motion.

Voting in the affirmative on the original Williams motion, 28:

Anderson	Cramer	Klaver	Moulton
Aufenkamp	Diers	Lee	Nelson
Beaver	Dooley	Lillibridge	Pizer
Bixler	Duis	McHenry	Syas
Bridenbaugh	Fenske	McNutt	Tvrdik
Britt	Hill	Martin	Vogel
Coffey	Hubka	Marvel	Williams

Voting in the negative, 11:

Brown	Carpenter	Kotouc	Peterson
Burney	Carson	Larkin	Shultz
Carmody	Cole	Person	

Not voting, 4:

Adams	Liebers	Lusienski	Wilson
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The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 103.

A bill for an act relating to soldiers and sailors; to provide for the removal of the disability of the minority of veterans and their minor spouses for the purpose of obtaining benefits under the Servicemen's Readjustment Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Duis	McNutt	Syas
Britt	Fenske	Martin	Tvrdek
Brown	Hill	Marvel	Vogel
Burney	Hubka	Moulton	Williams
Carmody	Klaver	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Carson	Larkin	Lusienski
Carpenter	Dooley	Liebers	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 55.

A bill for an act to amend sections 23-1106, 23-1107, 23-1108, 23-1108.01, and 23-1108.02, Revised Statutes Supplement, 1951, relating to county officers; to provide that the salaries of clerks of the county court in counties of classes (5), (6), (7), and (8) shall be fixed by the county board; to provide when a change in such salaries shall become operative; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 31:

Beaver	Coffey	Kotouc	Peterson
Bixler	Cole	Larkin	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Britt	Diers	McHenry	Syas
Burney	Duis	McNutt	Tvrdik
Carmody	Fenske	Marvel	Vogel
Carpenter	Hubka	Moulton	Wilson
Carson	Klaver	Person	

Voting in the negative, 5:

Anderson	Hill	Martin	Williams
Brown			

Not voting, 7:

Adams	Dooley	Liebers	Nelson
Aufenkamp	Lee	Lusienski	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 55. (Signed) Earl J. Lee

LEGISLATIVE BILL 17. With emergency.

A bill for an act to amend section 66-514, Reissue Revised Statutes of Nebraska, 1943, relating to oils, paints, and motor vehicle fuels; to increase the quantity of motor vehicle fuel, kerosene, distillate, or other petroleum products of a highly inflammable character that may be transported on any one vehicle as exempt from the provisions of sections 66-501, 66-512, and 66-514 to 66-522, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Dooley	Liebers	Lusieniski
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 28.

A bill for an act to authorize the Nebraska State Board of Agriculture to issue revenue bonds in an amount not exceeding four hundred thousand dollars for the purpose of constructing and equipping a coliseum situated on the Nebraska State Fair grounds; to provide that such bonds and the interest thereon shall create no additional obligation on the State of Nebraska; to provide that no tax shall be levied for the payment thereof; to provide that no money received for appropriations made by the Nebraska Legislature shall be used in payment thereof; to provide that such bonds shall be paid solely out of money derived from the revenues and earnings of such building and the revenues from the operation of the Nebraska State Fair grounds; to provide for the registration of such bonds; and to require that such bonds contain the prescribed statement.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams	Dooley	Lusienski
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 34. Laid over.

SELECT FILE

LEGISLATIVE BILL 129. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 83. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 81.

Mr. Hubka offered the following unanimous consent amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 3, by inserting after the word "The" and before the words "city treasurer" the following:

"board of education of a third class school district may employ a treasurer for such district, who shall be paid a salary, to be fixed by the board, of not to exceed twelve hundred dollars per annum. If the board does not employ such a treasurer, the"; line 4, by striking the words "a third class school" and inserting in lieu thereof the following: "such"; lines 10 through 14, by striking the new material and inserting in lieu thereof the following:

"If the city treasurer acts as ex officio treasurer of the school district, he shall be paid for such services by the school district a sum of not to exceed twenty per cent of his salary as city treasurer, to be fixed by the board.";

and line 15, by striking the word "He" and inserting in lieu thereof the following:

"The treasurer of such district or the city treasurer acting as ex officio treasurer, whichever the case may be,"

2. Amend the title of the bill, lines 3 to 6, by striking that portion of the title starting with "to provide" and ending with the word and punctuation "district;," and inserting in lieu thereof the following:

"to permit a third class school district to employ a treasurer; to limit the salary of such treasurer; to provide for bonding such treasurer; and to permit such school district to pay an ex officio treasurer a salary, and specifying the limit thereof;"

Advanced to E and R for engrossment.

Unanimous Consent—Amend L. B. 100

Mr. Lee asked unanimous consent to amend L. B. 100 by adding the emergency clause and amending the title accordingly. Consent was granted and it was so ordered.

Visitors

Mr. Person introduced Mrs. Francis Michaelis, Teacher, and twenty-one students from Bellwood High School, Bellwood, Nebraska; also the parents of some of the students.

GENERAL FILE

LEGISLATIVE BILL 272. Laid over.

LEGISLATIVE BILL 89. Laid over.

LEGISLATIVE BILL 184. Read and considered.

Mr. Nelson offered the following amendment, which was adopted:

1. Amend page 2 of the bill, section 1, by striking line 16 beginning with the punctuation after the word "date", by striking all of lines 17, 18, and 19, and by inserting a period after the word "date" in line 16, and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 39. Laid over.

LEGISLATIVE BILL 57. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-fourth Day was lost with 1 aye, 22 nays and 20 not voting.

Advanced to E and R for review.

LEGISLATIVE BILL 63.

Mr. Tvrdik offered the following amendments, which were adopted with 20 ayes, 9 nays and 14 not voting:

1. Amend page 2 of the bill, section 1, lines 5, 8, and 9, by striking the matter and reinstating the stricken matter.

2. Amend the title of the bill, lines 3, 4, and 5, by striking "to increase the salary of the election commissioner and deputy election commissioner;" , by striking the Britt amendment 4, adopted February 18, 1953, and in line 7, by inserting after the word "tors" the words and punctuation as follows:

"in counties having a population of more than two hundred thousand inhabitants; to increase the salaries of judges and clerks of election and district inspectors in counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants; to define terms; to provide for compensation of certain officials in excess of thirteen hours, as prescribed".

Advanced to E and R for review.

MESSAGE FROM THE GOVERNOR

February 19, 1953

**TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:**

A bill providing for the determination of a property assessment ratio is being introduced by Senator Liebers upon my recommendation.

This bill, the result of a great deal of work, is an effort to suggest a realistic method of stabilizing assessment values. In my judgment circumstances make it impossible for this bill to assist in this year's assessing, but it is worthy of the serious consideration of the Legislature as a long range pattern to be followed.

Dated this 19th day of February, 1953.

(Signed) Robert B. Crosby
Governor of Nebraska

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 562. By Otto H. Liebers of Lancaster, by request of the Governor.

A bill for an act to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide the method of determining the value at which all property in this state, not expressly exempt therefrom, shall be assessed; to provide how the property shall be listed; to provide that levies shall be made on the assessed value; to provide duties for the State Tax Commissioner; to repeal the original section; and to declare an emergency.

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 231	Wednesday, March 4, 1953	2:00 p.m.
L. B. 251	Wednesday, March 4, 1953	2:00 p.m.
L. B. 263	Wednesday, March 4, 1953	2:00 p.m.
L. B. 291	Wednesday, March 4, 1953	2:00 p.m.

L. B. 298	Wednesday, March 4, 1953	2:00 p.m.
L. B. 299	Wednesday, March 4, 1953	2:00 p.m.

Banking, Commerce and Insurance

L. B. 520	Tuesday, March 10, 1953	2:00 p.m.
L. B. 521	Tuesday, March 10, 1953	2:00 p.m.
L. B. 522	Tuesday, March 10, 1953	2:00 p.m.
L. B. 523	Tuesday, March 10, 1953	2:00 p.m.

Government

L. B. 380	Wednesday, February 25, 1953	2:00 p.m.
L. B. 381	Wednesday, February 25, 1953	2:00 p.m.
L. B. 382	Wednesday, February 25, 1953	2:00 p.m.
L. B. 292	Friday, February 27, 1953	2:00 p.m.
L. B. 323	Friday, February 27, 1953	2:00 p.m.

Announcement—Exchange Places of Hearings

The Committee on Public Health and Miscellaneous Subjects will meet in the West Senate Lounge today and the Committee on Public Works will meet in the East Senate Chamber today.
(Signed) Hugh Carson, O. H. Person

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 179. Placed on General File as amended.

Standing Committee amendments to L. B. 179:

1. Amend page 2 of the bill, section 1, line 19, by striking the new matter.
2. Amend the title of the bill, line 7, by striking "to provide for good conduct credits;"

LEGISLATIVE BILL 278. Placed on General File as amended.

Standing Committee amendments to L. B. 278:

1. Amend page 2 of the bill, section 1, lines 6 to 10, by re-instating the stricken matter, line 7, by striking the reinstated word five and inserting "five fifteen", and by striking the new matter in lines 13 to 19.

2. Amend the title of the bill by striking lines 4 to 7, and inserting in lieu thereof the following:

"to increase the amount that buildings and improvements may cost before such buildings and improvements shall be constructed by contract instead of inmate labor; and to repeal the original section."

(Signed) Arthur Carmody, Chairman

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and we refer L. B. 562 to a Standing Committee. (Signed) C. C. Lillibridge

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

Bills Referred to Standing Committee

L. B. Committee

562.....Revenue

Visitors

Mr. Hill introduced former Senator J E Conklin, Hubbell, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 372. Read and considered.

Advanced to E and R for review.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 52. Read.

Bracketed.

LEGISLATIVE BILL 56. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 158. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 104. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-seventh Day was adopted.

Mr. McNutt offered the following amendment, which was adopted:

I move that L. B. 104 be amended, section 1, line 25, by inserting before the word "pay" the words "the then prevailing".

Advanced to E and R for review.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 24. Correctly enrolled.
LEGISLATIVE BILL 44. Correctly enrolled.
LEGISLATIVE BILL 53. Correctly enrolled.
LEGISLATIVE BILL 70. Correctly enrolled.
LEGISLATIVE BILL 76. Correctly engrossed.
LEGISLATIVE BILL 111. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 67. Placed on General File.

(Signed) O. H. Person, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 24

L. B. 44

L. B. 53

L. B. 70

MOTION—Adjourn

Mr. President: I move we adjourn until 8:00 a.m., Friday, February 20, 1953. (Signed) K. W. Peterson

The motion was lost.

Adjournment

At 11:54 a.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, February 20, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Lusinski, who was excused.

The Journal for the Thirty-third Day was approved.

Communications

Letter to the Douglas County Delegation from Mrs. James H. Moore, Treasurer, Visiting Nurse Association, Omaha, Nebraska, concerning L. B. 68 and L. B. 200. Referred to Committee on Public Health and Miscellaneous Subjects.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 266. Indefinitely postponed.

LEGISLATIVE BILL 265. Indefinitely postponed.

(Signed) O. H. Person, Chairman

Enrollment and Review

LEGISLATIVE BILL 77. Correctly engrossed.

LEGISLATIVE BILL 160. Correctly engrossed.

LEGISLATIVE BILL 190. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Judiciary

- LEGISLATIVE BILL 135.** Placed on General File.
LEGISLATIVE BILL 134. Placed on General File.
LEGISLATIVE BILL 133. Placed on General File.
LEGISLATIVE BILL 132. Placed on General File.
LEGISLATIVE BILL 131. Placed on General File.
LEGISLATIVE BILL 74. Placed on General File as amended.

Standing Committee amendments to L. B. 74:

1. Amend page 2, section 1, line 2 by inserting after the word "any" the word "state".

2. Amend page 2, section 1, line 7 by inserting after the word and punctuation "public." the following:

"Provided, the Governor in writing prior to the adoption, amendment, or repeal of any rule may waive for good cause shown, the provisions of this section."

3. Amend page 2 of the bill by adding a new section immediately after Section 4 to be known as Section 5, and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval according to law."

4. Amend the title to conform.

LEGISLATIVE BILL 23. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Agriculture

LEGISLATIVE BILL 224. Placed on General File as amended.

Standing Committee amendments to L. B. 224:

1. Amend page 2 of the bill, section 1 by striking the word "and" in line 19.

2. Amend page 2 of the bill, section 1 by striking the punctuation ";" in line 20, and by inserting in line 20 after the stricken matter the following:

“, and (f) custom mixed feeds individually compounded to a buyer's specifications and manufactured, sold, and delivered on the premises where manufactured direct to the consumer shall: (1) be exempt from the registration requirements as set forth in section 54-821; (2) shall bear a tag or invoice stating the composition of the material by weight or percentage of ingredients used and a duplicate copy of such information shall be kept by the manufacturer for use by the State Department of Agriculture for sampling and inspection purposes; (3) shall be subject to payment of inspection fees as specified in section 54-827. All ingredients shall be subject to the payment of inspection fees except those grains or forages brought into the manufacturer by the producer or customer for custom grinding and/or mixing of the particular feed;

3. Amend page 4 of the bill, section 2 by striking the new matter in lines 39 and 40.

4. Amend page 4 of the bill, section 2 by inserting after the word and punctuation “ingredients .” in line 43 the following:

“(5) Feeds, mixed or unmixed, including mixtures containing both organic ingredients and 5 per cent or more of mineral ingredients, shall be labeled to show, in addition to the other information required by law, the minimum and maximum per cent of calcium (Ca), minimum per cent phosphorus (P), iodine (I) and the maximum and minimum per cent of salt (NaCl), if present. The ingredients shall be stated in the form in which used.”

5. Amend the title of the bill to conform.

(Signed) Hal Bridenbaugh, Chairman

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 34.

A bill for an act to amend section 23-343.01, Revised Statutes Supplement, 1951, relating to counties; to permit the county board to increase the number of members of the board of hospital trustees to five or to set said number at three or five members; to fix the terms of office; to provide that the unexcused absence of a member as prescribed shall create a vacancy on said board of

trustees; to provide for the filling of such a vacancy; to provide certain procedure; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Lee	Pizer
Beaver	Cramer	Liebers	Shultz
Bixler	Diers	Lillibridge	Syas
Bridenbaugh	Duis	McHenry	Tvrdik
Britt	Fenske	McNutt	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 6:

Carpenter	Larkin	Martin	Peterson
Dooley	Lusienski		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

GENERAL FILE

LEGISLATIVE BILL 272. Laid over.
LEGISLATIVE BILL 89. Laid over.
LEGISLATIVE BILL 39. Laid over.
LEGISLATIVE BILL 112. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for review.

Member Excused

Mr. Lee was excused for the remainder of the day.

LEGISLATIVE BILL 94. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 93. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 240. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 271. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-seventh Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 101. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 205. Laid over.

LEGISLATIVE BILL 46. Bracketed until Tuesday, February 24, 1953.

LEGISLATIVE BILL 162. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 163. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for review.

Visitors

Mr. Liebers introduced Miss Goldie Price, Teacher, and thirty-two students from the sixth grade of Havelock Elementary School, Lincoln, Nebraska.

Mr. Brown introduced his son and daughter-in-law, Mr. and Mrs. Gerald D. Brown, and daughter, Cheryl, from Denver, Colorado.

LEGISLATIVE BILL 69. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 238. Laid over.

LEGISLATIVE BILL 344. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 345. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 138. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 139. Read and considered

Advanced to E and R for review.

LEGISLATIVE BILL 177. Laid over.

LEGISLATIVE BILL 290. Laid over.

Members Excused

Messrs. Kotouc and Hubka were excused until Monday, February 23, 1953.

LEGISLATIVE BILL 175. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 150. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 14. Read and considered.

Mr. Williams moved to advance to E and R for review.

Mr. Anderson requested a record vote.

Voting in the affirmative, 21:

Anderson	Cole	Moulton	Syas
Aufenkamp	Dooley	Nelson	Tvrdik
Bixler	Fenske	Person	Vogel
Britt	Hill	Peterson	Williams
Carson	Lillibridge	Pizer	Wilson
Coffey			

Voting in the negative, 6:

Adams	Brown	Cramer	McNutt
Beaver	Burney		

Not voting, 16:

Bridenbaugh	Duis	Larkin	McHenry
Carmody	Hubka	Lee	Martin
Carpenter	Klaver	Liebers	Marvel
Diers	Kotouc	Lusienski	Shultz

The motion prevailed and the bill was advanced to E and R for review.

LEGISLATIVE BILL 277. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Laid over.

LEGISLATIVE BILL 173. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 45. Placed on Select File as amended.

E and R amendments to L. B. 45:

1. Strike the Klaver amendments.

2. In the bill, section 1, page 2, line 8, strike the comma and show as stricken matter; in line 14 insert a comma at the end of the line; insert "*the*" at end of line 20, and also in line 23 after the word "all"; and in line 26 strike the word "of" at the end of the line, and show as stricken matter.

LEGISLATIVE BILL 102. Placed on Select File as amended.

E and R amendments to L. B. 102:

1. In the bill, section 1, page 2, line 19 strike "as" and in lieu thereof insert "*as that it*"; in lines 36 and 37 strike the word "shall" and show the same as stricken matter; strike "continued" in line 40 and all of lines 41 and 42 and in lieu thereof insert "*a continued residency in such home if such person shall cease to meet there beyond the time any of the above eligibility requirements are no longer met; Provided, no female woman*"; in line 44 strike "male" and show as stricken matter; in line 45 strike the first comma; in line 47 and 54 insert "*an*" after "*have*"; and insert a comma at end of line 48 and also after "*widows*" in line 52.

2. In the bill, section 2, page 4, line 23, strike "whom it is found" and in lieu thereof insert "*whom it is found finds*".

3. In the bill, section 3, page 4, insert a comma in line 12 after "*Control*" and in line 13 after "*Review*"; in line 16 strike "*their*" and insert "*the*", also in line 16 strike "*, that*" and in lieu thereof insert "*as*"; and in line 17 strike "*; Provided, that no*" and in lieu thereof insert "*. No*".

4. In the bill title line 5 of original bill (4 of printed bill) strike "to" after the word "qualifications" and in lieu thereof insert "for admission to or residency in".

LEGISLATIVE BILL 151. Placed on Select File as amended.

E and R amendments to L. B. 151:

1. In the bill, section 4, page 3, line 9, strike "or" before "kept" and show as stricken matter; and in line 10 strike the first comma and show as stricken matter.

2. In the bill, section 5, lines 4 and 5 strike "*the United States Bureau of Animal Industry*" and in lieu thereof insert "*such bureau*".

3. Strike section 8 and amendments thereto and renumber subsequent sections.

4. In the bill, new section 8 (formerly 10) page 4, line 4, strike “, 5, and 9” and in lieu thereof insert “and 5”.

5. In the bill, new section 9 (formerly 11), page 4, line 2, strike “54-735,”; and in line 3 before the word “are” insert “and also section 54-535, Reissue Revised Statutes of Nebraska, 1943,”.

6. In the bill title, line 3 strike “54-735,”; in the bill title, strike commencing with the semicolon in line 8 to and including the word “livestock” in line 14, and in lieu thereof insert “in the State of Nebraska; to provide certain conditions for such bonds; to provide for labels and their contents on such products manufactured, sold, offered for sale, or distributed in this state; to provide conditions for manufacture of such products; to provide for rules and regulations; to make certain acts unlawful”; and in last line after the word “sections” and before the amendment to said line in standing committee amendment 11 insert “and also section 54-735, Reissue Revised Statutes of Nebraska, 1943”.

LEGISLATIVE BILL 171. Placed on Select File as amended.

E and R amendments to L. B. 171:

1. Reinsert the word “and” in section 1, page 2, line 8, the same being shown stricken on the original bill but correct on printed bill.

2. In the bill, section 1, page 2, line 7, strike the comma and show as stricken matter; and line 11 strike “in” before “a mutual” and in lieu thereof insert “in the company is”.

LEGISLATIVE BILL 180. Replaced on Select File as amended.

E and R amendment to L. B. 180:

1. In Enrollment and Review amendment 1 of February 16, 1953, last line, insert “fifty” after the word “hundred”.

Presented to the Governor

Presented to the Governor for his approval on February 20, 1953 at 9:00 a.m.

L. B. 24

L. B. 42

L. B. 53

L. B. 35

L. B. 44

L. B. 70

(Signed) Joseph D. Martin, Chairman

Revenue**LEGISLATIVE BILL 87.** Placed on General File as amended.

Standing Committee amendments to L. B. 87:

1. Amend page 2 of the bill, by striking sections 1 and 2, and inserting in lieu thereof the following new sections to word as follows:

"Section 1. That section 77-701, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-701. Intangible property, other than notes secured by mortgages on real estate situated in this state and other than bonds of the United States, of this state or governmental subdivisions of this state, *and other than bonds or debentures issued under the provisions of sections 85-401 and 85-402*, shall be separately classified, listed, and taxed as follows:

(1) Class "A" shall consist of money, United States legal tender notes and other securities of the United States payable on demand, savings accounts, all bank deposits, bills of exchange, checks and drafts.

(2) Class "B" shall include all other kinds of intangible property which is not included in class "A", *at the rate of four mills on the dollar of the actual value thereof, to be assessed and collected where the owner resides.*

Sec. 2. That section 77-704, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-704. The tax upon intangible property in Classes "A" and "B," at two and one-half and eight mills respectively, shall be in lieu of all other taxes thereon, and shall be due, delinquent and collectible at the same time as personal taxes. The amount collected in the various taxing districts of the state shall be apportioned, one-sixth to the State General Fund, one-sixth to the county general fund, one-third to the general fund of the city or village, and one-third to the general fund of the school district

in which the property is assessable; *Provided*, if the property is not assessable within a city or village, two-thirds of the tax collected shall be apportioned to the general fund of the school district.

Sec. 3. That original sections 77-701 and 77-704, Reissue Revised Statutes of Nebraska, 1943, and also sections 77-702 and 77-703, Reissue Revised Statutes of Nebraska, 1943, are repealed."

2. Amend the title of the bill, by striking lines 2 to 5, and inserting in lieu thereof the following:

"FOR AN ACT to amend sections 77-701 and 77-704, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to extend the intangible property class that shall not be separately classified, listed, and taxed; to provide a new rate of tax for intangible property; and to repeal the original sections, and also sections 77-702 and 77-703, Reissue Revised Statutes of Nebraska, 1943."

(Signed) Karl E. Vogel, Chairman

Public Works

LEGISLATIVE BILL 99. Placed on General File.

(Signed) Hugh Carson, Chairman

NOTICE OF COMMITTEE HEARINGS

Public Works

L. B. 202	Thursday, February 26, 1953	2:00 p.m.
L. B. 212	Thursday, February 26, 1953	2:00 p.m.
L. B. 305	Thursday, February 26, 1953	2:00 p.m.
L. B. 216	Friday, February 27, 1953	2:00 p.m.
L. B. 225	Friday, February 27, 1953	2:00 p.m.
L. B. 554	Friday, February 27, 1953	2:00 p.m.

MOTION—Adjournment

Mr. President: I move that we adjourn until 9:30 a.m., Monday, February 23, 1953. (Signed) Sam Klaver

The motion lost with 10 ayes, 17 nays and 16 not voting.

Adjournment

At 11:58 a.m., on a motion by Mr. Burney, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, February 23, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Lusienski, who was excused.

The Journal for the Thirty-fourth Day was approved as corrected.

Communications

Communication from Mrs. Richard Gallatin, Secretary of the Belvedere Community Club, Omaha, Nebraska, favoring L. B. 16. Referred to the Committee on Government.

Resolution adopted by Louisville Chamber of Commerce, Louisville, Nebraska, relative to highways. Referred to the Committee on Public Works.

Approved by the Governor

February 20, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable

Body that on February 20, 1953, he approved L. B. 24, 35, 42, 44, 53 and 70.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 244	Tuesday, March 3, 1953	2:00 p.m.
L. B. 308	Tuesday, March 3, 1953	2:00 p.m.
L. B. 368	Tuesday, March 3, 1953	2:00 p.m.
L. B. 394	Tuesday, March 3, 1953	2:00 p.m.

Judiciary

L. B. 192	Monday, March 16, 1953	2:00 p.m.
L. B. 193	Monday, March 16, 1953	2:00 p.m.
L. B. 464	Monday, March 16, 1953	2:00 p.m.
L. B. 519	Monday, March 16, 1953	2:00 p.m.
L. B. 440	Monday, March 16, 1953	2:00 p.m.
L. B. 528	Monday, March 16, 1953	2:00 p.m.
L. B. 337	Wednesday, March 11, 1953	2:00 p.m.
L. B. 339	Wednesday, March 11, 1953	2:00 p.m.
L. B. 463	Wednesday, March 11, 1953	2:00 p.m.
L. B. 496	Wednesday, March 11, 1953	2:00 p.m.
L. B. 502	Wednesday, March 11, 1953	2:00 p.m.
L. B. 550	Wednesday, March 11, 1953	2:00 p.m.
L. B. 551	Wednesday, March 11, 1953	2:00 p.m.
L. B. 553	Wednesday, March 11, 1953	2:00 p.m.
L. B. 422	Monday, March 9, 1953	2:00 p.m.
L. B. 182	Monday, March 9, 1953	2:00 p.m.
L. B. 185	Monday, March 9, 1953	2:00 p.m.
L. B. 309	Monday, March 9, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 113. Correctly engrossed.
LEGISLATIVE BILL 5. Correctly re-engrossed.
LEGISLATIVE BILL 95. Correctly engrossed.
LEGISLATIVE BILL 17. Correctly enrolled.

LEGISLATIVE BILL 28. Correctly enrolled.
LEGISLATIVE BILL 55. Correctly enrolled.
LEGISLATIVE BILL 103. Correctly enrolled.
LEGISLATIVE BILL 1. Replaced on Select File as amended.

E and R amendment to L. B. 1:

1. In enrollment and review amendment 2 as to line 4 of the title, insert "of" after the word "fixing" and before the last quotation mark in line 2 of said amendment.

LEGISLATIVE BILL 36. Replaced on Select File as amended.

E and R amendment to L. B. 36:

1. In standing committee amendment 1, line 12, new section 4, the comma after "*which*" should be reinserted.

LEGISLATIVE BILL 119. Placed on Select File as amended.

E and R amendment to L. B. 119:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 8 strike "*however,*" and show as stricken matter; in line 17 strike "Such person, so" and in lieu thereof insert "Such (2) A person, so"; in line 18 before the comma insert "*as set forth in subsection (1) of this section*"; and in line 28 insert a comma after the word "superintendent".

LEGISLATIVE BILL 120. Placed on Select File as amended.

E and R amendment to L. B. 120:

1. In the bill, section 1, page 2, line 7 strike the word "that" and in lieu thereof insert "that of"; in line 8 strike "is to occupy" and show as stricken matter.

LEGISLATIVE BILL 123. Placed on Select File as amended.

E and R amendment to L. B. 123:

1. In the bill title, after the last semicolon, insert "to provide what shall constitute a quorum of such council for such purpose;".

LEGISLATIVE BILL 198. Placed on Select File as amended.

E and R amendments to L. B. 198:

1. In the bill, section 1, page 2, line 16, strike the "the" at the end of line and in lieu thereof insert "the such".

2. In the bill title, line 6 before the semicolon, insert "within the prescribed limit".

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 201. Indefinitely postponed.

LEGISLATIVE BILL 197. Placed on General File.

(Signed) Charles Wilson, Chairman

MESSAGES FROM THE GOVERNOR

February 23, 1953

TO THE PRESIDENT, SPEAKER, AND
MEMBERS OF THE LEGISLATURE:

At my request and recommendation Senator Syas is introducing a bill to conform with your action in Legislative Bill 24 relating to the Milford Home for Unwed Mothers. The bill that is being introduced will permit the sale of the real estate and appurtenances at public auction.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor of Nebraska

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 563. By George Syas of Douglas, by request of the Governor.

A bill for an act to authorize the Governor to sell the southwest quarter of the southwest quarter of section six, township nine north, range four, east of the sixth principal meridian, located in Seward County, Nebraska, subject to a deed of right-of-way to the Lincoln and Northwestern Railroad Company at public

auction; to authorize the Governor to execute, acknowledge, and deliver a deed on behalf of the State of Nebraska for such purpose; and to provide that the proceeds of such sale shall be placed in the General Fund.

Unanimous Consent—Withdraw Bills

Mr. McNutt asked unanimous consent to withdraw L. B. 336, 340 and 341. Consent was granted and it was so ordered.

MOTION—Record Report

Mr. President: I move that a complete record be made of the report of the State Engineer and that Gene Taulborg be employed by the Legislature as a reporter for this purpose. (Signed) Terry Carpenter

The motion prevailed.

MOTION—Notify State Engineer

Mr. President: I move that the State Engineer be notified and that we proceed with the hearing. (Signed) Terry Carpenter

The motion prevailed and the President appointed Mr. Carpenter to escort State Engineer Harold Aitken to the rostrum for the purpose of delivering his report on the needs of the Highway Department.

MOTION—Recess

Mr. President: I move that in view of the Washington's Day Program, we recess until 4:00 p.m. and ask Mr. Aitken and his staff to be present at that time. (Signed) Terry Carpenter

The motion prevailed.

WASHINGTON'S DAY PROGRAM

Reverend Hansen Presiding

At 11:30 a.m., the following program was rendered by students and faculty of Doane College, Crete, Nebraska:

Christ Our Blessed Savior A Cappella Choir

With Joyful Song A Cappella Choir

Prayer Rev. C. R. Mattison
(Pastor at Sheridan Baptist Church)

Address Dr. D. Crawford
(President of Doane College)

The National Hymn A Cappella Choir

The A Cappella Choir was under the direction of Mr. Dale Gilbert.

Reverend Hansen and President Warner expressed appreciation for the excellent program presented by the group.

AFTER RECESS

The Legislature reconvened at 4:07 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Lusinski and Moulton, who were excused.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 331	Thursday, March 5, 1953	2:00 p.m.
L. B. 443	Thursday, March 5, 1953	2:00 p.m.
L. B. 449	Thursday, March 5, 1953	2:00 p.m.
L. B. 562	Thursday, March 5, 1953	2:00 p.m.
L. B. 403	Tuesday, March 3, 1953	2:00 p.m.
L. B. 448	Tuesday, March 3, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 234. Indefinitely postponed.

LEGISLATIVE BILL 280. Placed on General File as amended.

Standing Committee amendment to L. B. 280:

Amend L. B. 280, page 5, section 3, by adding in line 34 following the word "loan" the words, "and, provided further, that such insurance can not be required as a condition precedent to the making of the loan".

(Signed) Otto Kotouc, Sr., Chairman

Mr. Harold Aitken, State Engineer, appeared and proceeded to answer further questions of the members of the Legislature.

Adjournment

At 5:20 p.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, February 24, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Liebers and Lusienski, who were excused.

Member Excused

Mr. Liebers was excused for Tuesday, February 24, Wednesday, February 25, and Thursday, February 26, 1953.

The Journal for the Thirty-fifth Day was approved.

Birthday

Mr. Nelson announced that today is Mr. Cole's birthday. Members of the Legislature sang "Happy Birthday" to Mr. Cole.

Communications

Resolution adopted by the Chadron, Nebraska, Chamber of Commerce on February 18, 1953, relating to highways. Referred to Committee on Public Works.

Letter from Miss Mary Adam of Omaha, Nebraska, relating to the Omaha Public Library Retirement Fund. Referred to Committee on Revenue.

Letters from George H. Haskell of Bellevue, Nebraska, and Don V. Shoemaker, of Omaha, Nebraska, concerning L. B. 52. Referred to Committee on Education.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 245. Placed on General File as amended.

Standing Committee amendment to L. B. 245:

1. Amend page 2 of the bill, section 1, line 15, by inserting after the word "from" the words "*a point fifteen miles west of*", by reinstating the stricken matter in line 15, beginning with the word "west", by reinstating the stricken matter in lines 16 and 17, by striking the new matter in lines 18 to 22, and in line 17, by inserting before the reinstated word "the" the words "*a point fifteen miles west of*".

LEGISLATIVE BILL 329. Indefinitely postponed.

LEGISLATIVE BILL 328. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 438. Placed on General File.

LEGISLATIVE BILL 445. Placed on General File.

LEGISLATIVE BILL 444. Placed on General File as amended.

Standing Committee amendment to L. B. 444:

Amend Section 1, Page 2, line 5 by striking the words "*seventy-two hundred*" and inserting in lieu thereof the words "*not to exceed six thousand*". (Signed) Ralph W. Hill, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 255. Placed on General File as amended.

Standing Committee amendments to L. B. 255:

Strike everything after the enacting clause and insert in lieu thereof the following:

Section 1. Any domestic stock or mutual insurance company and any domestic assessment association, which has accumulated and maintains reserves and either surplus or contingency funds at least equal to those required by law or by order of the Department of Insurance of either a stock or a mutual insurance

company authorized to write the same kind or kinds of insurance, shall be empowered to establish, purchase or otherwise acquire one or more subsidiary insurance companies. Such subsidiary companies may be authorized to write the same kind or kinds of insurance as the parent company or to write a kind or kinds of insurance which the parent company is not authorized to write.

Section 2. For the purpose of organizing or acquiring such subsidiary company or companies, any domestic insurance company which meets the requirements of this act, may use its funds in the amount provided for in Section 44-310.01, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill No. 476, Sixty-fifth Session, to purchase or otherwise acquire all or any portion of the capital stock of any other insurance company or companies organized under the laws of this or any other state.

Section 3. The capital stock of any other insurance company or companies which has been heretofore acquired by any domestic insurance company may be retained by such company from and after the passage of this act if the acquisition and ownership thereof is not in violation of the provisions of this act.

Section 4. If any provision of this act is held to be invalid, such invalidity shall not affect the other provisions of this act which can be given effect without the invalid provisions and to this end the provisions of this act are declared to be severable.

Section 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Amend the title by striking, in line 2, everything after "relating to insurance;" and insert in lieu thereof the following: "to authorize domestic stock or mutual insurance companies and assessment associations meeting certain requirements to acquire subsidiary insurance companies; to permit companies to retain stock previously acquired under certain conditions; and to declare an emergency."

LEGISLATIVE BILL 476. Placed on General File as amended.

Standing Committee amendments to L. B. 476:

1. Amend Section 1, line 12, by striking the word "licensed" and inserting in lieu thereof the word "authorized".

2. Amend Section 1, line 12, by striking the words "line or lines" and inserting in lieu thereof the words "kind or kinds".

3. Amend Section 1, line 20, by striking the word "thirty-five" and inserting in lieu thereof the word "fifty".

4. Amend Section 1, line 21, by striking the comma and inserting after the word "company" a period.

5. Amend Section 1, line 21, by striking the words "or fifty per" and by striking all of lines 22, 23, 24, 25, 26, 27, 28 and 29, and inserting in lieu thereof the following:

"Surplus to policyholders, as used in this section, shall mean the amount obtained by subtracting from the admitted assets of the acquiring company (1) its actual liabilities and (2) any and all reserves which it is required by law or regulation of any state supervisory body to maintain. In the case of a stock company the surplus to policyholders shall also include the paid-up and outstanding capital stock."

Amend the title of the printed bill by striking from lines 5, 6 and 7, the following: "capital as applied to mutual insurance companies and assessment associations;" and inserting in lieu thereof, after the word "define," in line 5, the following: "surplus to policyholders;"

(Signed) Otto Kotouc, Sr., Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 17

L. B. 103

L. B. 28

L. B. 55

Member's Oath of Office

I do solemnly swear that I will support the Constitution of the United States, and the constitution of the State of Nebraska, and will faithfully discharge the duties of member of the Legislature according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any

money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence, for any vote I may give or withhold on any bill, resolution or appropriation.

(Signed) Ed F. Lusienksi

State of Nebraska
County of Douglas

Subscribed and sworn before me this 16th day of February,
A. D. 1953.

(Signed) Anthony Zaleski
Notary Public

My Commission expires July 15, 1955.
(Seal)

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 75.

A bill for an act relating to civil procedure, district court; to provide for the appointment of a deputy jury commissioner in counties having a population of more than two hundred thousand inhabitants; and to provide for his term of office and duties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Coffey	Kotouc	Person
Anderson	Cole	Lee	Peterson
Aufenkamp	Cramer	Lillibridge	Pizer
Beaver	Dooley	McHenry	Shultz
Bixler	Duis	McNutt	Syas
Bridenbaugh	Fenske	Martin	Tvrdik
Britt	Hill	Marvel	Vogel
Brown	Hubka	Moulton	Williams
Carmody	Klaver	Nelson	Wilson
Carson			

Voting in the negative, 0.

Not voting, 6:

Burney	Diers	Liebers	Lusienski
Carpenter	Larkin		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 85.

A bill for an act to amend section 48-185, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to change the grounds upon which a judgment, order, or award of the district court may be modified or set aside upon appeal in a workmen's compensation case; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carson	Kotouc	Person
Anderson	Coffey	Lee	Peterson
Aufenkamp	Cole	Lillibridge	Pizer
Beaver	Cramer	McHenry	Shultz
Bixler	Dooley	McNutt	Syas
Bridenbaugh	Duis	Martin	Tvrdek
Britt	Fenske	Marvel	Vogel
Brown	Hill	Moulton	Williams
Burney	Hubka	Nelson	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 5:

Carpenter	Larkin	Liebers	Lusienski
Diers			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 97.

A bill for an act to amend section 72-234.02, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands; to re-

move the provision requiring the payment of one half of the consideration for the assignment of a lease to the Board of Educational Lands and Funds as a condition for the assignment of a lease; to permit a nonresident of this state to be an assignee of a school land lease if the assignee owns land adjoining the school land set forth in the lease to be assigned; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	

Voting in the negative, 1:

Wilson

Not voting, 3:

Diers	Liebers	Lusienski
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 115.

A bill for an act relating to auctions and auctioneers; to provide for the licensing of and certain other requirements for auctioneers of another state desiring to conduct auction sales in Nebraska, which other state requires the licensing of Nebraska auctioneers in such state or imposes other regulations upon such Nebraska auctioneers desiring to conduct public auction sales in such state; to provide the terms upon which such license shall be granted; to provide the fees for such license and the disposition thereof; to prescribe the duties of certain public officials; and to provide how this act shall be construed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Hubka	Moulton
Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brown	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams

Voting in the negative, 1:

Wilson

Not voting, 2:

Liebers Lusinski

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 233.

A bill for an act to amend section 12-905, Revised Statutes Supplement, 1951, relating to rural cemetery districts; to increase the amount that may be levied for maintenance of the cemetery or cemeteries of such a district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Britt	Coffey	Fenske
Anderson	Brown	Cole	Hill
Aufenkamp	Burney	Cramer	Klaver
Beaver	Carmody	Diers	Kotouc
Bixler	Carpenter	Dooley	Larkin
Bridenbaugh	Carson	Duis	Lillibridge

McHenry	Moulton	Pizer	Tvrdik
McNutt	Nelson	Shultz	Vogel
Martin	Person	Syas	Williams
Marvel	Peterson		

Voting in the negative, 1:

Wilson

Not voting, 4:

Hubka	Lee	Liebers	Lusienski
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 76.

A bill for an act to amend section 25-1629, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to limit the time a jury list may be used in counties having a population of more than sixty thousand inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Hubka	Nelson
Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Lillibridge	Pizer
Bixler	Cramer	McHenry	Shultz
Bridenbaugh	Diers	McNutt	Syas
Britt	Dooley	Martin	Tvrdik
Brown	Duis	Marvel	Vogel
Burney	Fenske	Moulton	Wilson
Carmody	Hill		

Voting in the negative, 0.

Not voting, 5:

Larkin	Liebers	Lusienski	Williams
Lee			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 111.

A bill for an act to amend section 23-1310, Revised Statutes of Nebraska, 1943, and section 23-1309, Revised Statutes Supplement, 1951, relating to counties; to provide for recording records of veterans of separation from active duty who served in the armed forces of the United States; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carpenter	Hubka	Nelson
Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Wilson
Carmody	Hill	Moulton	

Voting in the negative, 0.

Not voting, 4:

Larkin	Liebers	Lusienski	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Tvrdik introduced the following exchange students who are now attending high schools in Nebraska: Peter Wrba, Austria; Per Jakhelln, Norway; Anna Verni, Italy; Eckard Heintz, Germany; and Jean-Louis Baudoin, Belgium.

Mr. Cramer introduced former Senator C. R. Lindgren, Campbell, Nebraska, who addressed the Legislature briefly.

Mr. Burney introduced Mr. John Forsythe, Niobrara, Nebraska, who addressed the Legislature briefly.

SELECT FILE

LEGISLATIVE BILL 100. Advanced to E and R for engrossment.

LEGISLATIVE BILL 159. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 45. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 102. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 151. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 180. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Mr. McNutt asked unanimous consent to amend L. B. 180 as follows:

Add the emergency clause and amend the title to conform.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 171. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Mr. Cramer asked unanimous consent to amend L. B. 1 as follows:

Add the emergency clause and amend the title to conform.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 36. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 119. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 120. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 123. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Mr. Anderson asked unanimous consent to amend L. B. 123 as follows:

Section 1, line 9, after the first "the" strike words "second day following" and insert words "Monday following".

Line 10, after word "canvass" add the words "and certify".

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 198. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 57. Placed on Select File as amended.

E and R amendments to L. B. 57:

1. Strike the period at the end of new matter inserted by standing committee amendment 1.

2. In the bill, section 1, page 2, line 8 strike the word "*in*" and in lieu thereof insert "*at the election at*"; in line 9 strike "*are in favor of the proposition, and*" and in lieu thereof insert "*, and it also appears that*"; in line 14 strike "*that the*" and in lieu thereof insert "*that the as*".

3. In the bill title, line 3 strike the word "reduce" and in lieu thereof insert "provide".

LEGISLATIVE BILL 68. Replaced on Select File as amended.

E and R amendment to L. B. 68:

1. Strike the word "*the*" in the bill, section 17, page 7, line 2, after "*bond to*".

LEGISLATIVE BILL 101. Placed on Select File.

LEGISLATIVE BILL 124. Placed on Select File as amended.

E and R amendments to L. B. 124:

1. In the bill, section 1, page 2, lines 7 and 8 strike "*favoring such plan*" and show as stricken matter.

2. In the bill, section 2, page 2, line 6, insert a comma after "*directors*".

3. In the bill, section 3, page 2, line 3, strike "*that*" and show as stricken; in line 4, insert a comma after "*action*"; in line 10 strike "*held*" and show as stricken; in line 12 strike "*,*"

and the" and in lieu thereof insert ", and the . *The*"; strike the first comma in line 17 and show as stricken; in line 20 strike ", and, if" and in lieu thereof insert ", and, if . *If*"; in line 23 after "by" insert "*reason of a*"; in line 24 strike the comma and show as stricken; in line 26 strike the first comma and in lieu thereof insert ", to"; also in line 26 strike "to" and show as stricken; in line 27 after "them" insert a comma; in line 29, after "of" insert "*the*"; and in line 34 strike the first "or" and in lieu thereof insert "or ,".

4. In the bill, section 4, page 4, line 8, before the word "which" insert a comma; and also in line 10 insert a comma after "law".

5. In the bill, section 3, page 3, lines 29 and 30 strike ", and" and in lieu thereof insert ", and . *They shall*"; in line 31 strike the comma and show as stricken matter; and in line 34 insert a comma after "modifying".

LEGISLATIVE BILL 138. Placed on Select File.

LEGISLATIVE BILL 139. Placed on Select File as amended.

E and R amendments to L. B. 139:

1. In the bill, section 1, page 2, line 8, strike the word "*in*"; and in line 9 after "*court*" insert "*with*".

2. In the bill title, lines 6 and 7 of original (5 of printed bill) strike "in the district court jurisdiction of all" and in lieu thereof insert "the district court with jurisdiction of all the".

LEGISLATIVE BILL 158. Placed on Select File as amended.

E and R amendment to L. B. 158:

1. In the bill, section 1, page 2, line 9, strike ", or in lieu thereof" and in lieu thereof insert ", or, in lieu thereof,".

LEGISLATIVE BILL 168. Placed on Select File as amended.

E and R amendments to L. B. 168:

1. In the bill, section 1, page 2, line 9 after "*secretary*" insert "*-treasurer*"; in line 18 before "*treasurer*" insert "*secretary-*" in line 20 strike the semicolon; in line 21 strike "*secretary-*" and in lieu thereof insert "*treasurer*"; and in lines 23 and 25 before the word "*treasurer*" insert "*secretary-*".

2. In the newly inserted section 2, line 6 after the word "as" insert "secretary-"; in line 9 strike ", the" and in lieu thereof insert ". The"; in line 10 strike "to" and in lieu thereof insert "shall"; and in line 12 of mimeographed amendments (13 of original amendments) after the period insert "*If the district is located in two or more counties, such bond shall be filed in the office of the county clerk of the county wherein the largest number of petitioners, on the original petition, shall have signed.*".

3. In standing committee amendment to the title, strike all of the newly inserted matter after the comma in second line thereof and in lieu thereof insert "the conditions thereof, and certain procedure in connection therewith; to provide for payment of the premium on the bond; to provide the effect of a failure to give bond; to prescribe certain duties for certain officers; to provide for filling a vacancy in the office of secretary-treasurer due to a failure to furnish such bond".

LEGISLATIVE BILL 184. Placed on Select File as amended.

E and R amendment to L. B. 184:

1. In the bill title, line 3, strike "which" and in lieu thereof insert ", which improvements"; in line 4 insert a comma after "estate"; in line 5 before the semicolon insert "under the circumstances prescribed"; in line 9 after the first semicolon insert "and"; and strike the balance of the title commencing with the last semicolon in line 9, and in lieu thereof insert a period.

LEGISLATIVE BILL 372. Placed on Select File as amended.

E and R amendment to L. B. 372:

1. In the bill, section 1, page 2, line 5, strike the word "to" before "that" and in lieu thereof insert "for"

LEGISLATIVE BILL 83. Replaced on Select File as amended.

E and R amendment to L. B. 83:

1. The comma in original section 4, now section 5, page 6, line 27 should be stricken.

(Signed) Joseph D. Martin, Chairman

Bills Referred to Standing Committee

L. B. Committee

563.....Budget

Visitors

Mr. Lee introduced Colonel Seely, Commanding Officer, Keith Waugh, General Manager, and Don Burdette, Service Director, of the Nebraska Ordnance Plant, and William Mitten of Fremont, Nebraska.

GENERAL FILE**LEGISLATIVE BILL 272.**

Mr. Lee asked unanimous consent to withdraw his amendment found in the Legislative Journal for the Thirty-second Day.

Consent was granted.

Messrs. Lee, Carmody and Bridenbaugh offered the following amendments:

1. Amend page 2 of the bill, by striking sections 1 and 2, and substituting in lieu thereof one new section to be known as section 1, and to read as follows:

"Section 1. That section 77-201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-201. All property in this state, not expressly exempt therefrom, shall be subject to taxation, and shall be valued and assessed at its actual value *which shall be entered opposite each item and shall be assessed at fifty per cent of such actual value. Such assessed value shall be entered in separate columns opposite each item, and shall be taken and considered as the taxable value of such property, and the value at which it shall be listed and upon which the levy shall be made.*"

2. Renumber sections 3 and 4 as sections 2 and 3, respectively.

3. Amend the title of the bill, by striking lines 4 to 9, and the word "act" in line 10, and inserting in lieu thereof the following: "tion; to provide that all property subject to taxation

shall be assessed at fifty per cent of its actual value as prescribed; to provide how the property shall be listed; to provide that levies shall be made on the assessed value”.

Mr. Kotouc moved the previous question which was lost with 10 ayes, 13 nays and 20 not voting.

The amendment was adopted with 30 ayes, 0 nays and 13 not voting.

Mr. Carpenter moved to indefinitely postpone L. B. 272.

Mr. Carmody requested a record vote.

Voting in the affirmative, 9:

Adams	Carpenter	Duis	McNutt
Britt	Diers	Lillibridge	Marvel
Burney			

Voting in the negative, 27:

Anderson	Carson	Hubka	Person
Aufenkamp	Coffey	Klaver	Peterson
Beaver	Cole	Kotouc	Pizer
Bixler	Cramer	Lee	Shultz
Bridenbaugh	Dooley	McHenry	Williams
Brown	Fenske	Martin	Wilson
Carmody	Hill	Nelson	

Not voting, 7:

Larkin	Lusienski	Syas	Vogel
Liebers	Moulton	Tvrdek	

The motion was lost.

Mr. Syas requested that L. B. 272 be bracketed.

Mr. Carmody objected.

Advanced to E and R for review as amended.

Unanimous Consent—Withdraw Bill

Mr. Adams raised a point of order and requested that L. B. 23 be withdrawn from General File.

Mr. Carpenter objected.

Mr. Adams asked unanimous consent to return L. B. 23 to the Committee on Judiciary.

Mr. Carpenter objected.

Mr. Tvrdik moved to refer L. B. 23 back to the Committee on Judiciary.

The motion was declared lost with 20 ayes, 10 nays and 13 not voting.

Exchange Places of Hearing

Mr. Marvel announced that the Committee on Education would hold its hearing this afternoon in the East Senate Chamber, exchanging places with the Committee on Public Health and Miscellaneous Subjects, which would meet in the West Senate Lounge.

Adjournment

At 12:15 p.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, February 25, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Liebers and Lusinski, who were excused.

The Journal for the Thirty-sixth Day was approved as corrected.

Communications

Letter from U. S. Representative Carl T. Curtis, acknowledging receipt of Legislative Resolution 6.

Letter from Mrs. Charles Giles, Treasurer, District 101, Cherry County, of Purdum, Nebraska, favoring a bill in regard to the "Forest Fund". Referred to Committee on Education.

NOTICE OF COMMITTEE HEARINGS

Budget

L. B. 563	Wednesday, March 4, 1953	2:00 p.m.
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Miscellaneous Appropriations and Claims

L. B. 459	Wednesday, March 4, 1953	2:00 p.m.
L. B. 482	Wednesday, March 4, 1953	2:00 p.m.
L. B. 460	Monday, March 2, 1953	2:00 p.m.
L. B. 468	Monday, March 2, 1953	2:00 p.m.

MESSAGE FROM THE GOVERNOR

February 24, 1953

To the President, the Speaker and
Members of the Legislature:

Gentlemen:

This is to advise you that subject to the approval and consideration of Your Honorable Body, I have appointed Mayme Stukel as Director of Assistance.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 77.

A bill for an act to amend section 25-1632, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district court; to provide that the judge or judges may determine when to call subsequent panels of petit jurors in counties having a population of more than sixty thousand inhabitants; to provide that such judge or judges shall have a discretion in the number called for such subsequent panels; to change the time for drawing names for subsequent panels; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Brown	Cole	Hill
Anderson	Burney	Cramer	Hubka
Aufenkamp	Carmody	Diers	Klaver
Beaver	Carpenter	Dooley	Kotouc
Bixler	Carson	Duis	Lee
Bridenbaugh	Coffey	Fenske	Lillibridge

McHenry	Moulton	Pizer	Vogel
McNutt	Nelson	Shultz	Williams
Martin	Person	Tvrdik	Wilson
Marvel			

Voting in the negative, 0.

Not voting, 6:

Britt	Liebers	Peterson	Syas
Larkin	Lusienski		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted for L. B. 77. (Signed) George Syas

LEGISLATIVE BILL 160.

A bill for an act to repeal section 83-324.01, Revised Statutes Supplement, 1951, relating to state hospitals.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Coffey	Kotouc	Peterson
Anderson	Cole	Larkin	Pizer
Aufenkamp	Cramer	Lee	Shultz
Beaver	Diers	Lillibridge	Tvrdik
Bixler	Dooley	McHenry	Vogel
Bridenbaugh	Duis	McNutt	Williams
Brown	Fenske	Martin	Wilson
Burney	Hill	Marvel	
Carmody	Hubka	Moulton	
Carson	Klaver	Person	

Voting in the negative, 1:

Nelson

Not voting, 5:

Britt	Liebers	Lusienski	Syas
Carpenter			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted for L. B. 160. (Signed) George Syas.

LEGISLATIVE BILL 190.

A bill for an act to amend section 8-143, Revised Statutes Supplement, 1951, relating to banks; to change the provisions for the payment of a dividend on the capital stock of a corporation transacting a banking business as authorized by Chapter 8, article 1, Revised Statutes of Nebraska, 1943, and amendments thereto; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Williams
Carmody	Hill	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Hubka	Liebers	Lusienski
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 57. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 68. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 124. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 158. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 168. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 184. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 372. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 83. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Place L. B. 201 on General File

Mr. President: I move that L. B. 201 be placed on General File. (Signed) Terry Carpenter

Pending.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on February 25, 1953, at 9:00 a.m.:

L. B. 17
L. B. 28

L. B. 55

L. B. 103

LEGISLATIVE BILL 34. Correctly enrolled.
LEGISLATIVE BILL 36. Correctly engrossed.
LEGISLATIVE BILL 129. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 34

Unanimous Consent—Return L. B. 149 to Select File

Mr. Cramer asked unanimous consent to return L. B. 149 to Select File for the following amendments:

1. Amend the Cramer amendments adopted February 10, 1953, by striking amendments 1, 2, 3, and 4.

2. Amend the McNutt amendments adopted February 10, 1953, by striking "1" after the word "section" in line 1 of amendments 1, 2, and 3 and inserting the figure "2".

3. Amend E and R amendment adopted February 17, 1953, number 2, line 1, by striking "new section 1" and inserting in lieu thereof "section 2".

4. Amend page 2 of the bill, section 1, by striking lines 1 to 9 and inserting in lieu thereof the following:

"Section 1. The Department of Insurance shall (1) annually value, or cause to be valued, the reserve liabilities of the school retirement system as defined in section 79-1501 comparable to the annual valuation required by section 44-402 to be made of all life insurance companies, and (2) for that purpose, prescribe the record to be maintained for each member."

Consent was granted and it was so ordered.

Mr. Cramer asked unanimous consent that the amendments be adopted.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 89. Laid over.

Motion—Return L. B. 23 to Standing Committee

Mr. President: I move that L. B. 23 be returned to Standing Committee. (Signed) John Adams, Sr.

The motion prevailed with 25 ayes, 4 nays and 14 not voting.

LEGISLATIVE BILL 39. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Mr. Martin offered the following amendment, which was adopted:

Amend Sec. 2, lines 3 and 4, by striking "then in its discretion".

Bracketed.

LEGISLATIVE BILL 9. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Mr. Williams moved to indefinitely postpone L. B. 9.

The motion prevailed with 21 ayes, 12 nays and 10 not voting.

LEGISLATIVE BILL 201. Consideration of Carpenter motion.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Wilson moved that the call be raised, which prevailed.

The motion to place L. B. 201 on General File was lost, with 17 ayes, 15 nays and 11 not voting.

Explanation of Vote

I voted to raise L. B. 201 with the understanding that it will be amended to a constitutional amendment. Otherwise I would have voted against it. (Signed) Tom Coffey

Mr. Burney Presiding

LEGISLATIVE BILL 89.

Mr. Britt offered the following amendment to his amendment found in the Legislative Journal for the Twenty-ninth Day, which was adopted:

After the word "revenue" strike the remainder of line 7 of mimeographed amendment and all of lines 8 and 9 and insert after the word "revenue" the words "permitted by law in 1952".

Mr. Bixler offered the following amendment, which was adopted:

1. Amend the Britt amendment adopted February 13, 1953, Line 4, by inserting before the word "where" the following: (6) in any county having a population of more than sixty-thousand inhabitants.

Mr. Lee requested that L. B. 89 as amended be mimeographed and placed in the members' books. No objection. So ordered.

Mr. Carpenter requested that his proposed amendment to L. B. 89 also be mimeographed, attached to the bill and placed in the members' books. No objection. So ordered.

Laid over.

LEGISLATIVE BILL 205. Bracketed.

LEGISLATIVE BILL 46. Read and considered.

Mr. Kotouc moved to indefinitely postpone.

Mr. Syas requested a record vote.

Voting in the affirmative, 11:

Aufenkamp	Coffey	Klaver	Person
Britt	Cole	Kotouc	Syas
Carson	Fenske	Larkin	

Voting in the negative, 27:

Adams	Carmody	Lee	Peterson
Anderson	Carpenter	Lillibridge	Pizer
Beaver	Cramer	McNutt	Shultz
Bixler	Diers	Martin	Tvrdik
Bridenbaugh	Dooley	Marvel	Vogel
Brown	Hill	Moulton	Williams
Burney	Hubka	Nelson	

Not voting, 5:

Duis	Lusienki	McHenry	Wilson
Liebers			

The motion was lost.

Advanced to E and R for review.

Visitors

Mr. Carson introduced a group of Farm Bureau Members from Central Nebraska.

Unanimous Consent—Education Committee

Mr. Marvel asked unanimous consent that the Education Committee hold an executive session immediately following the Agri-

culture Committee hearing this afternoon. Consent was granted and it was so ordered.

Adjournment

At 12:09 p.m., on a motion by Mr. Brown, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, February 26, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lusinski and Wilson, who were excused.

Members Excused

Messrs. Cole, Hubka and Nelson were excused for Friday, February 27, 1953.

The Journal for the Thirty-seventh Day was approved as corrected.

COMMUNICATIONS

Letter from U. S. Representative A. L. Miller acknowledging receipt of Legislative Resolution 6 and enclosing a copy of H. R. 2731 introduced by him in the House of Representatives. Referred to Committee on Government.

Letter from Carl H. Hoge, County Clerk and Clerk of the County Board concerning L. B. 9. Referred to Committee on Miscellaneous Appropriations and Claims.

Letter from Masaru Miyasato, Director of Finance, Government of the Ryukyu Islands, expressing his appreciation for the assistance given him during his observation trip through America in 1952.

Unanimous Consent—Education Committee Hearing

Mr. Marvel asked unanimous consent that March 11th be given to the Committee on Education as a hearing date for bills on education. Consent was granted and it was so ordered.

Visitors

Mr. Tvrdik introduced Miss Elizabeth Luginbill and thirty students from Nebraska colleges.

NOTICE OF COMMITTEE HEARINGS**Agriculture**

L. B. 332	Monday, March 9, 1953	2:00 p.m.
L. B. 432	Monday, March 9, 1953	2:00 p.m.
L. B. 461	Monday, March 9, 1953	2:00 p.m.
L. B. 505	Monday, March 16, 1953	2:00 p.m.

Government

L. B. 48	Wednesday, March 4, 1953	2:00 p.m.
L. B. 206	Wednesday, March 4, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 56. Placed on Select File as amended.

E and R amendment to L. B. 56:

1. In the bill, section 1, page 2, line 4, after the word "condemn" insert "such".

LEGISLATIVE BILL 63. Placed on Select File as amended.

E and R amendments to L. B. 63:

1. In the bill, section 1, page 2, line 4, strike "in which" and show as stricken matter.

2. In the bill, section 3 (old section 2), lines 4 and 5 strike "election commissioner, deputy election commissioner,"; and also in line 5, strike the last comma.

3. In the newly inserted section 2, line 4 of mimeographed amendments (3 of original amendments) strike "*in which*".

4. In amendment 1 by Mr. Tvrdik line 2, insert "new and stricken" before the word "matter".

5. Renumber original section 3 as "4".

LEGISLATIVE BILL 81. Replaced on Select File as amended.

E and R amendment to L. B. 81:

1. In the amendment to the title by Mr. Hubka the word "and", in the third line of newly inserted matter in the original after "such treasurer;" and before "to permit", should be stricken.

LEGISLATIVE BILL 121. Placed on Select File as amended.

E and R amendments to L. B. 121:

1. In the bill, section 1, page 2, line 13, strike "; and employees" and in lieu thereof insert "; and employees . *Employees*"; strike the balance of line 16 commencing with the comma and in lieu thereof insert "; the . *The premium on all bonds provided for in this section shall to*"; and in lines 20 and 21 strike "with the same condition as that" and in lieu thereof insert "*conditioned with the same condition as that required*".

2. In the bill, section 2, page 2, line 8, strike the last "the" and in lieu thereof insert "*the such*".

3. In the bill title after the last semicolon, insert "to provide the fund from which premiums on bonds of the commissioners and the secretary and employees of the commission shall be paid;".

LEGISLATIVE BILL 183. Placed on Select File as amended.

E and R amendments to L. B. 183:

1. In the bill, section 1, page 2, insert a comma in line 6 after "extension" and also at the end of line 9; insert a comma after "additions" in line 31, and after "*redeeming*" in line 71.

2. In the bill, section 2, page 4, line 20, strike "that" and in lieu thereof insert "that as".

3. In the bill title, line 6, insert "a" after "without"; and in line 8, insert a comma after "improvements".

LEGISLATIVE BILL 232. Placed on Select File as amended.

E and R amendment to L. B. 232:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 51 insert a comma after "decree"; in line 71 after the period and before "The" insert "(2)"; in line 73 strike "1" in parenthesis and in lieu thereof insert "1 a"; in line 75 insert a comma after "time"; also in line 75 strike the "2" in parenthesis and in lieu thereof insert "2 b"; and in line 77 strike the "3" in parenthesis and in lieu thereof insert "3 c".

LEGISLATIVE BILL 302. Placed on Select File as amended.

E and R amendments to L. B. 302:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 8, after the period insert "(2)"; in lines 9 and 10 strike "population" and in lieu thereof insert "population *inhabitants*"; insert a comma in line 19 after the word "tracts", line 20 after "tract", and line 30 after "lots"; strike commencing with the word "When" in line 32 to and including the period in line 39, and show as stricken matter, and also insert "(3)"; in line 39, strike "such committee" and in lieu thereof insert "such *the* committee *provided for in subsection (2) of this section*"; insert a comma in line 42 after the word "partner", and in lines 50 and 51 after the word "mileage"; in line 47 after the period insert "(4)"; and in line 53 before the word "The" insert "(5)".

2. In the bill, section 2, page 4, insert a comma in line 8 after the word "cities", in line 14 before the word "or", line 21 after the word "road", and in line 31 before the word "and"; in line 9 strike the first comma and show as stricken matter; in line 15 strike ", and when all" and in lieu thereof insert " *and when . If all the*"; in line 21 insert "or" after the first comma; in line 22, after "each" insert "*of such townships, precincts, or districts*".

3. In the bill, section 3, page 5, line 3, insert a comma at end of the line.

4. In the bill, section 4, page 5, line 2, after "1943," insert "as amended by section 1, Legislative Bill 40, Sixty-Fifth Session, Nebraska State Legislature, 1953,"; insert a comma at the end of line 5; and at the beginning of line 10 before "notify" insert "before such filing".

5. In the bill, section 5, page 5, strike commencing with the comma in line 1 to but not including the second comma in line 2 and in lieu thereof insert "and 77-1307"; and in line 3 after the first comma insert "section 77-1315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 40, Sixty-Fifth Session, Nebraska State Legislature, 1953,".

6. In the bill title, strike line 2 commencing with the first comma and in lieu thereof insert "and 77-1307,"; in line 3 after the last comma insert "section 77-1315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 40, Sixty-Fifth Session, Nebraska State Legislature, 1953,".

LEGISLATIVE BILL 351. Placed on Select File as amended.

E and R amendment to L. B. 351:

1. In the bill, section 1, page 2, insert a comma in line 11 after the word "witnesses" and also in line 21 after the word "conveyance".

LEGISLATIVE BILL 73. Placed on Select File as amended.

E and R amendments to L. B. 73:

1. In the bill, section 1, page 2, line 8, insert a comma after the word "charts"; and in line 11 strike the comma, and show as stricken matter.

2. In the bill, section 2, page 2, line 6, insert a comma after "disagreements".

3. In the bill title, lines 5 and 6 of original (5 of printed bill) strike "deputies appointed by him" and in lieu thereof insert "deputy land surveyors".

LEGISLATIVE BILL 122. Placed on Select File as amended.

E and R amendment to L. B. 122:

1. In the bill, section 1, page 2, insert "the" after the word "less" in lines 7 and 12, and before the word "improvements" in line 33; in line 10 insert a comma after "association"; and in line 33 strike the comma.

LEGISLATIVE BILL 344. Placed on Select File as amended.

E and R amendments to L. B. 344:

1. In the bill, section 1, page 2, line 7, strike *“, by the State Treasurer, shall be credited”* and in lieu thereof insert *“shall be credited by the State Treasurer”*; in line 10 strike the comma; strike commencing after the period in line 12 to but not including the word *“by”* in line 14, and in lieu thereof insert *“Upon request and the payment of the fee for the same, Certified copies a certified copy of such certificates a certificate may be furnished upon request.”*

2. In the bill title, after the first semicolon in line 7, insert *“to provide for the furnishing of certified copies of such certificates;”*.

LEGISLATIVE BILL 345. Placed on Select File as amended.

E and R amendment to L. B. 345:

1. In the bill, section 1, page 2, line 7, strike *“filed with said bureau together with an”* show as stricken matter, and also in lieu thereof insert *“a certified copy thereof and of the”*; in line 9 before the period insert *“is filed with the bureau, as provided by section 71-632”*; and in line 12 strike *“, by the State Treasurer, shall be credited”* and in lieu thereof insert *“shall be credited by the State Treasurer , shall be credited”*.

LEGISLATIVE BILL 76. Correctly enrolled.

LEGISLATIVE BILL 75. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 236. Placed on General File.

LEGISLATIVE BILL 106. Placed on General File as amended.

Standing Committee amendments to L. B. 106:

1. Amend Sec. 1, lines 8, 34, and 115 by striking the word *“thirty”* and inserting in lieu thereof the words *“twenty-eight”*.

2. Amend Sec. 2, line 10 by striking the word *“thirty”* and inserting in lieu thereof the words *“twenty-eight”*.

3. Amend Sec. 1, lines 9, 11, 116, and 118 by striking the word "twenty" and inserting in lieu thereof the word "seventeen".

4. Amend Sec. 2, lines 11 and 12 by striking the word "twenty" and inserting in lieu thereof the word "seventeen".

5. Amend Sec. 1, line 17 by striking the words "twenty-five" and inserting in lieu thereof the words "twenty-two".

LEGISLATIVE BILL 267. Placed on General File.

LEGISLATIVE BILL 322. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 200. Placed on General File as amended.

Standing Committee amendments to L. B. 200:

1. Amend page 2 of the bill, section 2, line 7, by striking the word "a"; lines 8 through 13, by striking all of said lines and inserting in lieu thereof the following:

"the performance of nursing services by a person representing or holding herself out to be, a licensed nurse, licensed registered nurse, or registered nurse, or using in connection with her name any designation tending to imply that she is licensed to practice under the provisions of this act, and who, for compensation or personal profit, performs such services."

2. Amend pages 2 and 3 of the bill, section 3, lines 3 through 34, by striking all of said lines and inserting in lieu thereof the following:

"(1) Service provided by practical nurses or home care of the sick by friends, domestic servants, nurse maids or household aides of any type, so long as such persons do not represent or hold themselves out to be licensed nurses, licensed registered nurses, or registered nurses, or use in connection with their names any designation tending to imply that they are licensed to practice under the provisions of this act.

(2) Gratuitous nursing, with or without compensation or personal profit, when done in connection with the practice of the religious tenets of any church by adherents thereof.

(3) Auxiliary services provided by persons carrying out duties necessary for the support of nursing service including those duties which involve minor nursing services for persons performed in hospitals or elsewhere under the direction of licensed physicians or supervision of licensed registered nurses.

(4) Gratuitous nursing service performed by anyone in case of an emergency."

3. Amend page 3 of the bill, section 4, line 2, by striking the word "and" and inserting in lieu thereof a comma; line 3, by striking the words and punctuation "appointed by the Governor, *Provided*, that the" and inserting in lieu thereof the following:

" , no more than one of which members shall be appointed from one congressional district, and each member so appointed shall have been a bona fide resident of the congressional district from which she is appointed for a period of at least one year previous to the time of her appointment, and one member of the Nebraska Hospital Association. The appointments shall be made by the Governor from lists of five persons eligible for each appointment submitted by the Nebraska State Nurses Association as to nurse members, and by the Nebraska Hospital Association as to the member from such association. The".

4. Amend page 12 of the bill, section 19, line 18, by inserting after the word "practice" the word "professional".

5. Amend page 4 of the bill, section 4, line 11, by inserting after the word "Association" the words and punctuation "or the Nebraska Hospital Association, as the case may be,"; line 13, by striking the word "twice" and inserting in lieu thereof the words "five times"; line 19, by inserting after the word "Association" the words "or the Nebraska Hospital Association, as the case may be"; line 22, by striking the word "appointed" and inserting in lieu thereof the word "nurse".

6. Amend Section 4 by adding after Part (3) a new part to be numbered (4):

(4) The Board shall select an administrative officer who has occupied his position for at least four years in a Nebraska hospital, which hospital has operated a school of nursing for at least ten years, to act as an advisor to the Board. The Advisor to the Board will be appointed or re-appointed annually from a list of candidates submitted by the Nebraska Hospital Association.

LEGISLATIVE BILL 194. Placed on General File.

(Signed) O. H. Person, Chairman

Enrollment and Review

LEGISLATIVE BILL 85. Correctly enrolled.

LEGISLATIVE BILL 97. Correctly enrolled.

LEGISLATIVE BILL 111. Correctly enrolled.

LEGISLATIVE BILL 115. Correctly enrolled.

LEGISLATIVE BILL 233. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 269. Placed on General File as amended.

Standing Committee amendment to L. B. 269:

Amend section 3, line 10, of the bill, by striking the period and inserting in lieu thereof a semi-colon, and adding the words: "and provided further, that neither the Governor nor his assistant representative shall have any power to put into effect any rules, regulations or decisions affecting the oil industry in Nebraska without the approval of the legislature."

(Signed) H. K. Diers, Vice-Chairman

LEGISLATIVE BILL 181. Placed on General File.

LEGISLATIVE BILL 318. Placed on General File.

LEGISLATIVE BILL 319. Placed on General File as amended.

Standing Committee amendments to L. B. 319:

Amend by striking section 3, lines 1, 2 and 3.

Amend the title by striking, in lines 9 and 10, the following: "; and to declare an emergency".

LEGISLATIVE BILL 320. Placed on General File as amended.

Standing Committee amendments to L. B. 320:

Amend by striking section 3, lines 1, 2 and 3.

Amend the title by striking, in lines 11 and 12, the following: "; and to declare an emergency".

LEGISLATIVE BILL 316. Placed on General File as amended.

Standing Committee amendments to L. B. 316:

Amend by striking section 3, lines 1, 2 and 3.

Amend the title by striking, in line 11, the following: “; and to declare an emergency”.

(Signed) Otto Kotouc, Sr., Chairman

Agriculture

LEGISLATIVE BILL 289. Indefinitely postponed.

LEGISLATIVE BILL 389. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Education

LEGISLATIVE BILL 186. Placed on General File.

LEGISLATIVE BILL 210. Placed on General File as amended.

Standing Committee amendment to L. B. 210:

1. Amend the bill by adding the Emergency Clause, and amend the title to conform.

(Signed) Richard D. Marvel, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 97

L. B. 115

L. B. 85

L. B. 75

L. B. 111

L. B. 233

L. B. 76

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on February 26, 1953, at 9:00 a.m.:

L. B. 34

(Signed) Joseph D. Martin, Chairman

Motion—Introduce Bill

Mr. President: I move that the Education Committee be permitted to introduce a bill. (Signed) Richard D. Marvel

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 564. By Committee on Education, Richard D. Marvel, of Adams, Chairman.

A bill for an act to amend section 79-1102, Revised Statutes Supplement, 1951, relating to schools; to permit the joinder of high school districts located in two or more counties; to repeal the original section; and to declare an emergency.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 113.

A bill for an act to amend sections 80-401.06, 80-405, and 80-410, Reissue Revised Statutes of Nebraska, 1943, and section 80-401.03, Revised Statutes Supplement, 1951, relating to soldiers and sailors; to provide that the needy veterans of the Korean War and their dependents shall receive aid from the Nebraska Veterans' Aid Fund; to provide that the Veterans' Advisory Commission shall include a veteran of the Korean War and how such member shall be selected; to make it unlawful to knowingly, by fraudulent representations, to attempt to obtain any payment or aid as herein prescribed; to provide penalties; to provide qualifications for state service officers, assistant state service officers, and members of county committees; to repeal the original sections, and also sections 80-404.01, 80-404.02, and 80.404.03, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Burney	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Williams
Carpenter	Hubka	Marvel	

Voting in the negative, 0.

Not voting, 4:

Brown	Lusienski	Peterson	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 5.

A bill for an act to amend sections 37-215, 37-215.01, and 37-216, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to authorize the killing of antelope upon certain conditions; to authorize the killing of deer or antelope under certain conditions and in the prescribed places or areas; to provide that special permits for killing of deer and antelope may be issued only to residents of Nebraska; to provide for disposal of carcasses of antelope causing damage to property; to provide for the Game, Forestation and Parks Commission adopting regulations for tagging and storage of carcasses of antelope after the close of any limited season; to eliminate certain restricted areas where deer may be killed; to provide no person shall be issued a special permit to kill deer or antelope unless he is at least sixteen years of age, nor oftener than once in any three consecutive open seasons; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Beaver	Bridenbaugh	Brown
Anderson	Bixler	Britt	Burney

Carpenter	Fenske	Lillibridge	Person
Carson	Hill	McHenry	Pizer
Coffey	Hubka	McNutt	Shultz
Cole	Klaver	Martin	Syas
Cramer	Kotouc	Marvel	Tvrdik
Diers	Larkin	Moulton	Vogel
Dooley	Lee	Nelson	Williams
Duis	Liebers		

Voting in the negative, 1:

Carmody

Not voting, 4:

Aufenkamp	Lusienski	Peterson	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 95.

A bill for an act to amend section 72-204, Reissue Revised Statutes of Nebraska, 1943, relating to educational lands and funds; to provide when educational lands not under a sale contract shall be appraised; to provide that the new appraised value shall be made known when a lease is offered for sale; to provide that appraisements may be made by a private appraisal firm to aid the board in determining the value of such lands; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brown	Duis	McHenry	Syas
Burney	Fenske	McNutt	Tvrdik
Carmody	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Williams

Voting in the negative, 1:

Bixler

Not voting, 2:

Lusinski

Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 101. Advanced to E and R for engrossment.

LEGISLATIVE BILL 138. Advanced to E and R for engrossment.

LEGISLATIVE BILL 139. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

L. B. 537 Thursday, March 5, 1953

2:00 p.m.

MOTION—Loud Speaker System

Mr. President: I move that we adopt the report of the committee to study the installation of a loud speaker system and the type selected by the committee be approved. (Signed) Terry Carpenter

The motion prevailed with 36 ayes, 1 nay and 6 not voting.

MOTION—Pay for Installation

Mr. President: I move that we accept the committee's report and that we pay the Omaha firm \$50.00 for installing a loud speaker system on a trial basis along with our thanks. (Signed) Terry Carpenter

The motion prevailed with 26 ayes, 1 nay and 16 not voting.

Visitors

Mr. Liebers introduced Mrs. Josephine Russell, Chairman, and twelve members of the Extension Club of Lincoln, Nebraska.

STANDING COMMITTEE REPORTS**Revenue**

LEGISLATIVE BILL 51. Indefinitely postponed.
LEGISLATIVE BILL 369. Indefinitely postponed.
LEGISLATIVE BILL 335. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Mr. Tvrdik Presiding**GENERAL FILE**

LEGISLATIVE BILL 52. Advanced to E and R for review.

Members Excused

Mr. Aufenkamp was excused for the remainder of the day.

Mr. Bridenbaugh was excused for the remainder of the morning.

LETTER OF RESIGNATION

February 23, 1953

Hon. Charles F. Tvrdik, Speaker
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Mister Speaker:

Upon the advice of my doctor, I am submitting my resignation from office as a member of the Legislature, said resignation to take effect on such date as the Governor is able to appoint a successor. I need not tell you that this step is taken most reluctantly, but I have been cautioned that any attempt to resume activity of the magnitude required to fulfill the responsibilities of this position would be unwise for the present.

I regret that it has not been possible for this decision to be made sooner, but it was not evident at an earlier date that such a lengthy recuperative period would be required.

May I take this means of extending to the members, officers and employees of the Legislature my sincere thanks for all of the assistance and kindness which I have received in my years of association with this body. Mere words cannot express what the friendships made here have meant and will always mean to me. I hope that it will be possible to resume the enjoyment of those friendships in the not-too-distant future.

Respectfully yours,

(Signed) Ed F. Lusinski

MOTION—Accept Resignation

Mr. President: I move that the resignation of The Honorable Ed F. Lusinski as a Member of the Legislature be accepted and that the presiding officer of the Legislature notify the Honorable Robert B. Crosby, Governor of Nebraska, of the resignation of Senator Lusinski. (Signed) Earl J. Lee

The motion prevailed.

The Speaker announced that he was notifying the Governor of Mr. Lusinski's resignation, as provided by law.

RESOLUTIONS

LEGISLATIVE RESOLUTION 13. Re: Resignation of Ed F. Lusinski

Introduced by Charles F. Tvrdik of Douglas.

WHEREAS, Ed. F. Lusinski was elected and served as a member of the House of Representatives of the Nebraska Legislature for the regular sessions of 1933 and 1935 and the special session of 1935, and who has been elected and has served as a member of all regular and special sessions of the Unicameral Legislature of Nebraska since 1945 until today, when his resignation as a member has been accepted by this Sixty-fifth Legislature, and

WHEREAS, Ed. F. Lusinski has served the twenty-sixth district and the State of Nebraska faithfully and with respect, and

WHEREAS, his cheerful disposition and willingness to work for the rights of good government and the people generally will never be forgotten, and

WHEREAS, he has left an enviable record of his actions as a member of the Legislature, and

WHEREAS, it was with regret that the resignation of such a faithful member was accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That we express to our friend and member the warm feelings of the members and everyone connected with the Legislature and extend our good wishes to a faithful member, and sincerely hope for a speedy recovery to good health.

2. That a copy of this resolution be suitably engrossed, and by the Clerk of the Legislature, sent to Ed. F. Lusinski.

Suspend Rules—Adopt Resolution

Mr. President: I move that the rules be suspended and that Resolution 13 be adopted. (Signed) Sam Klaver

The motion prevailed with 39 ayes, 0 nays and 4 not voting.

MOTION—Add Names

Mr. President: I move that the names of all Members who are present be added to the resolution. (Signed) H. K. Diers

The motion prevailed unanimously.

Mr. McNutt Presiding

GENERAL FILE

LEGISLATIVE BILL 89. Laid over.

LEGISLATIVE BILL 39. Laid over.

LEGISLATIVE BILL 238. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Moulton introduced former Senator Henry Kosman of Scottsbluff, Nebraska.

LEGISLATIVE BILL 177. Bracketed.

LEGISLATIVE BILL 290. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for review.

Member Excused

Mr. Fenske was excused for Friday, February 27, 1953.

LEGISLATIVE BILL 277.

Mr. Carmody offered the following amendment, which was adopted:

Amend L. B. 277 by adding the emergency clause, and amend the title to conform.

Advanced to E and R for review.

Messages from the Governor

February 26, 1953

To the President, Speaker, and
Members of the Legislature:

Gentlemen:

This is to advise you that I have this day appointed Robert C. Brower as a Member of the Nebraska State Legislature for the Twenty-sixth District, to fill the unexpired term of Ed Lusinski, resigned.

The Certificate of appointment has been transmitted to the Secretary of State for certification as provided by Section 32-1042, Revised Statutes of Nebraska, 1943.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

NOTICE OF COMMITTEE HEARINGS**Education**

L. B. 327	Tuesday, March 10, 1953	2:00 p. m.
L. B. 362	Tuesday, March 10, 1953	2:00 p. m.
L. B. 423	Tuesday, March 10, 1953	2:00 p. m.
L. B. 541	Tuesday, March 10, 1953	2:00 p. m.
L. B. 457	Wednesday, March 11, 1953	2:00 p. m.
L. B. 500	Wednesday, March 11, 1953	2:00 p. m.

Public Health and Miscellaneous Subjects

L. B. 430	Thursday, March 5, 1953	2:00 p. m.
L. B. 540	Tuesday, March 10, 1953	2:00 p. m.
L. B. 407	Thursday, March 12, 1953	2:00 p. m.
L. B. 535	Thursday, March 12, 1953	2:00 p. m.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 272. Placed on Select File.

LEGISLATIVE BILL 123. Replaced on Select File as amended.

E and R amendment to L. B. 123:

1. In the bill title after amendment 1 by enrollment and review committee and before the word "and" in the last line of the bill, insert "to change the time that such board shall meet; to provide that such board shall certify the vote as prescribed;"

LEGISLATIVE BILL 162. Placed on Select File as amended.

E and R amendment to L. B. 162:

1. In the bill, section 1, page 2, line 6, strike the word "of" and show as stricken matter; in line 8 insert a comma before "shall"; in line 9 strike ", and such" and in lieu thereof insert ", and such . The"; and in line 11 strike ", and it" and in lieu thereof insert ", and it . It"

LEGISLATIVE BILL 271. Placed on Select File as amended.

E and R amendments to L. B. 271:

1. In the bill, section 1, page 2, line 4, after the word "more" insert "money"; in line 12 strike "in either case" and show as

stricken matter; in line 17 strike the first "in" and in lieu thereof insert "in of"; and in line 23 before the period insert "*unless security is given in accordance with section 2 of this act*".

2. In the bill, section 2, page 2, line 3, after the word "when" insert "(1)"; in line 7 strike "*approved by*" and in lieu thereof insert "(2) *the same is approved by a*".

3. In the bill, section 3, page 3, line 4 after the word "in" insert "a"; in line 5 after the word "bond" insert ", *in accordance with section 77-2318,*"; and in line 6 after the word "securities" insert a comma.

4. In the title, line 6 after the word "deposit" insert "money"; and at the end of line 9 insert the word "as".

LEGISLATIVE BILL 1. Correctly engrossed.

LEGISLATIVE BILL 68. Correctly engrossed.

LEGISLATIVE BILL 83. Correctly engrossed.

LEGISLATIVE BILL 180. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 213. Placed on General File.

LEGISLATIVE BILL 207. Indefinitely postponed.

LEGISLATIVE BILL 146. Placed on General File.

LEGISLATIVE BILL 142. Placed on General File.

LEGISLATIVE BILL 141. Placed on General File.

LEGISLATIVE BILL 140. Placed on General File.

LEGISLATIVE BILL 130. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 446. Placed on General File as amended.

Standing Committee amendments to L. B. 446:

1. Amend Section 1, Page 2, line 9, by inserting after the words "Such deputy shall receive a salary" the words "*of not to exceed fifty-four hundred dollars per annum*".

2. Add a new section, Section 4, "*Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.*"

3. Amend the title of the bill on line 8 by inserting after the word "section;" the words "*and to declare an emergency.*"

LEGISLATIVE BILL 188. Placed on General File as amended.

Standing Committee amendment to L. B. 188:

Amend Section 1, Page 2, line 6 through 8, by striking the following words and punctuation: "and the lease for which such consideration was subsequently declared invalid by the Supreme Court of Nebraska,".

LEGISLATIVE BILL 10. Indefinitely postponed.

LEGISLATIVE BILL 376. Placed on General File as amended.

Standing Committee amendment to L. B. 376:

Amend Section 1, Page 2, line 9, by inserting after the words "The deputy shall receive a salary" the words "*of not to exceed fifty-four hundred dollars per annum,*".

LEGISLATIVE BILL 452. Indefinitely postponed

LEGISLATIVE BILL 458. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 14. Re: Legislative Office Accommodations

Introduced by Karl E. Vogel of Douglas.

WHEREAS, the desk room and accommodations presently furnished each Legislator is insufficient to permit an orderly and efficient discharge of legislative duties, and

WHEREAS, the stenographers and bill drafter for the Legislature now have inadequate accommodations, located in places inconvenient to the members of the Legislature, and

WHEREAS, the State Historical Society will vacate the space it now occupies when it moves to its new building during the summer of 1953 which will make possible a rearrangement of the Capitol Building office allotments, and

WHEREAS, the duties and responsibilities of the Legislature are of equal or greater importance than the duties of the various state agencies now occupying more favorable office locations.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Governor be requested to rearrange the present offices in the State Capitol when the Historical Society vacates its present quarters by providing sufficient space along the west corridor of the second floor of the State Capitol near the Legislative Chamber to provide each Legislator with suitable space for a desk and filing cabinet and sufficient space for the stenographers and bill drafting staff during the Legislative Sessions.

2. That the Budget Committee of the Legislature take into consideration the amount of money necessary to accomplish the purposes of this resolution in fixing the budget for the next biennium.

3. That a copy of this resolution be suitably engrossed, and by the Clerk of the Legislature, sent to the Governor.

Adjournment

At 12:00 noon, on a motion by Mr. Burney, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, February 27, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Cole, Fenske, Hubka and Nelson, who were excused.

The Journal for the Thirty-eighth Day was approved as corrected.

Approved by the Governor

February 26, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 25, 1953, he approved L. B. 28 and on February 26, 1953, he approved L. B. 17, L. B. 34, L. B. 55 and L. B. 103.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Letter from U. S. Senator Hugh Butler, acknowledging receipt of Legislative Resolution 6.

LETTER—Secretary of State

February 26, 1953

Mr. Hugo Srb
Clerk of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

We enclose a certificate of the appointment of Robert C. Brower as a Member of the Nebraska State Legislature from the Twenty-sixth District.

Very truly yours,

FRANK MARSH

Secretary of State

By (Signed) D. F. Whalen
D. F. Whalen
Assistant

DFW/s
Enc.

CERTIFICATE

State of Nebraska, Department of State

I, Frank Marsh, Secretary of State of the State of Nebraska do hereby certify that Robert C. Brower has been appointed a Member of the Nebraska State Legislature from the Twenty-sixth Legislative District, for the unexpired term of Ed F. Lusinski, resigned, for the term beginning February 26, 1953 and continuing until his successor is elected and qualified.

I further certify that the foregoing appointment was made by Governor Robert B. Crosby under the authority granted by section 32-1042 of the Revised Statutes of Nebraska.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twenty-sixth day of February in the year of our Lord, one thousand nine hundred and fifty-three.

(Seal)

(Signed) Frank Marsh
Secretary of State

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 404	Monday, March 30, 1953	2:00 p.m.
L. B. 434	Monday, March 30, 1953	2:00 p.m.
L. B. 447	Monday, March 30, 1953	2:00 p.m.
L. B. 454	Monday, March 30, 1953	2:00 p.m.
L. B. 470	Monday, March 30, 1953	2:00 p.m.
L. B. 472	Monday, March 30, 1953	2:00 p.m.
L. B. 264	Wednesday, March 25, 1953	2:00 p.m.
L. B. 334	Wednesday, March 25, 1953	2:00 p.m.
L. B. 413	Wednesday, March 25, 1953	2:00 p.m.
L. B. 406	Wednesday, March 25, 1953	2:00 p.m.
L. B. 378	Monday, March 23, 1953	2:00 p.m.
L. B. 402	Monday, March 23, 1953	2:00 p.m.
L. B. 412	Monday, March 23, 1953	2:00 p.m.
L. B. 557	Monday, March 23, 1953	2:00 p.m.
L. B. 424	Monday, March 23, 1953	2:00 p.m.
L. B. 330	Wednesday, March 18, 1953	2:00 p.m.
L. B. 338	Wednesday, March 18, 1953	2:00 p.m.
L. B. 379	Wednesday, March 18, 1953	2:00 p.m.
L. B. 385	Wednesday, March 18, 1953	2:00 p.m.
L. B. 395	Wednesday, March 18, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 6. Placed on General File as amended.

Standing Committee amendments to L. B. 6:

1. Amend page 2, Section 1, line 12, by striking the words "*state penitentiary*" and inserting in lieu thereof the words "*county jail*".

2. Amend page 2, Section 1, line 13, by striking the words "*one year*" and inserting in lieu thereof the words "*three months*", and by striking the words "*not less than*".

3. Amend page 2, section 1, line 14, by striking the word "*three*" and inserting in lieu thereof the word "*one*", and by striking the words "*nor more than one thousand*".

4. Amend page 2, section 1, line 15, by striking the word "*dollars*".

5. Amend page 2, section 1, lines 17 and 18, by striking the words "not to exceed one year" and inserting in lieu thereof the words "*six months*".

6. Amend page 2, section 1, line 19, by striking the word "*penitentiary*" and inserting in lieu thereof the words "*county jail*".

7. Amend page 2, section 1, lines 22 and 23, by striking the words "*penitentiary for not more than one year, or*" and inserting in lieu thereof the words "*county jail for not less than five days nor more than three months, and*".

8. Amend page 2, section 1, lines 23 and 24, by striking the words "*not less than five*" and inserting in lieu thereof the words "*the sum of three*".

9. Amend page 2, section 1, lines 24 and 25, by striking the words "*nor more than one thousand dollars, or both*".

10. Amend page 2, section 1, lines 27 and 28, by striking the words "*not less than sixty days nor more than two years*" and inserting in lieu thereof the words "*one year*".

11. Amend page 2, section 1, line 29, by striking the word "*penitentiary*" and inserting in lieu thereof the words "*county jail*".

12. Amend page 3 of the bill by adding a new section immediately after Section 2 to be known as Section 3, and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval according to law."

13. Amend the title to conform.

LEGISLATIVE BILL 143. Placed on General File as amended.

Standing Committee amendments to L. B. 143:

1. Amend page 2, Section 1, line 3, by striking the word "*person*" and inserting in lieu thereof the words and punctuation "*spouse, children or grandchildren*".

2. Amend page 2, Section 1, line 4 by striking the words "real and".

3. Amend page 2, Section 1, by striking subsection (2), and renumbering subsequent subsections.

4. Amend page 2, Section 1, subsection (3) renumbered subsection (2), line 11, by striking the words "real and".

5. Amend page 2, section 2, subsection (1), lines 7 and 8, by striking the words and punctuation ", less liens and encumbrances,". Amend the title to conform.

6. Amend page 2, section 2, subsection (2), by striking the word "Thirty" and inserting in lieu thereof the word "Forty".

(Signed) Robert D. McNutt, Chairman

Enrollment and Review

LEGISLATIVE BILL 77. Correctly enrolled.

LEGISLATIVE BILL 160. Correctly enrolled.

LEGISLATIVE BILL 190. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 366. Placed on General File.

LEGISLATIVE BILL 361. Indefinitely postponed.

LEGISLATIVE BILL 374. Placed on General File.

(Signed) Otto Kotouc, Sr., Chairman

Government

LEGISLATIVE BILL 218. Indefinitely postponed.

LEGISLATIVE BILL 380. Placed on General File.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 77

L. B. 160

L. B. 190

Bills Referred to Standing Committee

L. B. Committee

564.....Education

SELECT FILE

LEGISLATIVE BILL 56. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 63. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 81. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 121. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 183. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 232. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 302. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 351. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 73. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 122. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 344. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 345. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 123. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 162. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 271. E and R amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

RESOLUTION

LEGISLATIVE RESOLUTION 14.

L. R. 14 was adopted with 31 ayes, 0 nays and 11 not voting.

SUSPEND RULES—Consider L. B. 272

Mr. President: I move that the rules be suspended and L. B. 272 be considered on Select File. (Signed) Earl J. Lee

The motion prevailed with 30 ayes, 1 nay and 11 not voting.

Member Excused

Mr. Williams was excused for one hour.

MOTION—Indefinitely Postpone L. B. 272

Mr. President: I move that L. B. 272 be indefinitely postponed. (Signed) Terry Carpenter

Mr. Carpenter requested a record vote.

Mr. Kotouc moved the previous question, which prevailed with 29 ayes, 0 nays and 13 not voting.

Member Excused

Mr. Kotouc was excused until Monday, March 2, 1953.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Wilson moved that the call be raised, which prevailed with 34 ayes, 0 nays and 8 not voting.

Voting in the affirmative on the motion to indefinitely postpone, 16:

Adams	Carpenter	Larkin	Moulton
Bixler	Carson	Lillibridge	Person
Britt	Diers	McNutt	Peterson
Burney	Duis	Marvel	Syas

Voting in the negative, 19:

Anderson	Carmody	Lee	Shultz
Aufenkamp	Coffey	Liebers	Tvrdik
Beaver	Dooley	McHenry	Vogel
Bridenbaugh	Hill	Martin	Wilson
Brown	Klaver	Pizer	

Not voting, 7:

Cole	Fenske	Kotouc	Williams
Cramer	Hubka	Nelson	

The motion was lost.

Mr. Lee moved to advance L. B. 272 to E and R for engrossment.

The motion prevailed with 21 ayes, 13 nays and 8 not voting.

Unanimous Consent—L. B. 345

Mr. Person asked unanimous consent to return L. B. 345 to Select File for the following specific amendment:

Insert in section 1, page 2, line 15, before the comma, the following: "*and other laws concerned with vital statistics*"; and amend the title to conform.

Consent was granted and it was so ordered.

Mr. Person asked unanimous consent that the amendment be adopted.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

MESSAGE FROM THE GOVERNOR

February 27, 1953

TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:

The attached bill abolishes the statutory office of "Secretary" to the Governor.

I have not appointed anyone to this office. After almost two months of trial, it is the conclusion of myself and my Administrative Assistant, Max A. Denney, that this office is not needed and no useful purpose is served by having it established by statute. I have recommended to the Budget Committee that no appropriation be made for this office.

This bill is being introduced at my request and recommendation, and upon the suggestion of the Budget Committee.

(Signed) Robert B. Crosby

Governor of Nebraska

Speaker Tvrdik Presiding

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 565. By Committee on Budget, Arthur Carmody of Hitchcock, Chairman, by request of the Governor.

A bill for an act to repeal section 84-105, Revised Statutes Supplement, 1951, relating to state officers.

NOTICE OF COMMITTEE HEARINGS**Government**

L. B. 239	Friday, March 6, 1953	2:00 p.m.
L. B. 293	Friday, March 6, 1953	2:00 p.m.

Public Works

L. B. 491	Thursday, March 5, 1953	2:00 p.m.
L. B. 536	Thursday, March 5, 1953	2:00 p.m.

L. B. 548	Thursday, March 5, 1953	2:00 p.m.
L. B. 513	Friday, March 6, 1953	2:00 p.m.
L. B. 466	Friday, March 6, 1953	2:00 p.m.
L. B. 486	Friday, March 6, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on February 27, 1953, at 10:00 a.m.:

L. B. 75	L. B. 85	L. B. 111	L. B. 233
L. B. 76	L. B. 97	L. B. 115	

LEGISLATIVE BILL 93. Placed on Select File as amended.

E and R amendment to L. B. 93:

1. In the bill, section 1, page 2, insert a comma after the word "graveling" in lines 3 and 5, after the word "tax" in line 9, and after the word "for" in line 10; in line 9 strike the word "said" and in lieu thereof insert "said of *the*"; in line 16 after the semicolon insert "*and*"; in lines 19 and 20 strike "*, and, after*" and in lieu thereof insert "*, and, after . After*".

LEGISLATIVE BILL 104. Placed on Select File as amended.

E and R amendments to L. B. 104:

1. In the bill, section 1, page 2, line 12, strike both commas; in line 19 strike the word "that" and in lieu thereof insert "that *the*"; in lines 25 and 26 strike "*; Provided, (1) such veteran*" and in lieu thereof insert "*, if he*"; in line 28 after "*position*" insert "*upon his return*"; in line 29 after the word "*but*" insert "*is*"; in line 30 after the comma insert "*he shall*"; in line 31 after the word "*position*" insert a comma; in line 32 after the word "*with*" insert "*the same*"; and in line 36 at the end of the line insert "*former or new*"; and in line 27 strike "*, or (2) if*" and in lieu thereof insert "*. If such person is*".

2. In the bill title, line 6 of original bill (5 of printed bill) after the word "position" insert "*, other than temporary*"; in line 9 of original bill (8 of printed bill) strike the comma;

and in line 14 of original bill (13 of printed bill) strike "as prescribed;" and in lieu thereof insert "except as prescribed; to prohibit the discharge of such a person as prescribed;".

LEGISLATIVE BILL 240. Placed on Select File as amended.

E and R amendment to L. B. 240:

1. In the bill title, line 6 after the word "reinsure" insert "the individual".

LEGISLATIVE BILL 163. Placed on Select File as amended.

E and R amendments to L. B. 163:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in line 7 strike "; and in" and in lieu thereof insert "; and in . In"; in line 8 after the comma insert "*there may be appointed in the same manner*"; in line 11 strike "Any such officers" and in lieu thereof insert "(2) Any of the such officers referred to in subsection (1) of this section"; in line 17 after the last period insert "(3)"; in line 19 strike ", and in" and in lieu thereof insert "; and in . In"; also in line 19 strike "another" and in lieu thereof insert "*another a different person*"; and in line 22 strike "by ordinance shall be prescribed." and in lieu thereof insert "by ordinance shall be prescribed by ordinance. (4)".

2. In the bill, section 2, line 3 after the period insert "(1)"; in line 7 strike ", to" and in lieu thereof insert ", to and"; in line 11 strike "another" and in lieu thereof insert "*an additional member shall be so appointed*"; at the beginning of line 17 insert "(2)"; in line 22 strike "system" and in lieu thereof insert "*system plant*"; in line 23 strike "of" at the beginning of line and show as stricken; in line 24 strike "then" and show as stricken matter; strike "and" at the beginning of line 28, and show as stricken matter; after the period in line 28 insert "(3)" and also in lines 28 and 29 strike "said board" and in lieu thereof insert "*the said board of public works*"; in line 33 strike "; nor shall they" and in lieu thereof insert ", nor shall they"; in line 35 after the period insert "(4)"; in line 37 strike ", to" and in lieu thereof insert ", to (a)"; in line 36 strike the comma and show as stricken matter; in line 39 strike "; to" and in lieu thereof insert "; to , (b)"; in line 41 strike "; to" and in lieu thereof insert "; to , (c)"; in line 43 strike "; to" and in lieu thereof insert "; to , (d)"; in lines 45 and 46 strike ", however, to" and in lieu thereof insert ", however, to the"; in line 46 strike "; and to" and

in lieu thereof insert “; , and (e) to”; in line 47 strike “them” and in lieu thereof insert “them *such board*”; in line 48 strike “Any member of such board” and in lieu thereof insert “(5) Any member of such *the board of public works*”; in line 49 after the word “and” insert “a”; in line 50 strike “their behalf” and in lieu thereof insert “their behalf *regard thereto*”.

3. In the bill, section 3, page 4, line 1, strike the word “section” and in lieu thereof insert “sections”; and in line 2 strike “also section”.

4. In the bill title strike commencing with the word “to” in line 6 to and including the last semicolon.

LEGISLATIVE BILL 5. Correctly enrolled.

LEGISLATIVE BILL 95. Correctly enrolled.

LEGISLATIVE BILL 113. Correctly enrolled.

LEGISLATIVE BILL 100. Correctly engrossed.

LEGISLATIVE BILL 159. Correctly engrossed.

LEGISLATIVE BILL 198. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Public Works

LEGISLATIVE BILL 202. Placed on General File.

(Signed) Hugh Carson, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 384. Placed on General File.

LEGISLATIVE BILL 390. Placed on General File as amended.

Standing Committee amendments to L. B. 390:

1. Amend Page 3 of the bill, section 3 by striking all of section 3.

2. Amend the Title to conform.

(Signed) O. H. Person, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L B. 5
L. B. 95

L. B. 113

L. R. 13

Visitors

Mr. Hill introduced Mrs. Alice Kreydle, Teacher, seven students and two sponsors from Belvedere, Nebraska.

SUSPEND RULES—Refer Bills

Mr. President: I move that the rules be suspended and we refer bills. (Signed) C. C. Lillibridge

The motion prevailed with 30 ayes, 0 nays and 12 not voting.

Bills Referred to Standing Committee

L. B.	Committee
565.....	Budget

Adjournment

At 11:54 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a.m., Monday, March 2, 1953.

Hugo F. Srb

Clerk of the Legislature

FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, March 2, 1953

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. McHenry and Williams, who were excused.

The Journal for the Thirty-ninth Day was approved.

Communications

Letter from Charles Marshall, President of the Nebraska Farm Bureau Federation, Lincoln, Nebraska, postponing their banquet for the Unicameral to April 6, 1953.

Letter from Mrs. Frank Nelson of Omaha, Nebraska, opposing L. B. 87. Referred to Committee on Education.

Letter from U. S. Representative Roman L. Hruska concerning L. R. 6; also two copies of the Congressional Record.

Letter from Mr. and Mrs. Ernest G. Isaacson of Lincoln, Nebraska, concerning the mourning dove. Referred to Committee on Agriculture.

Letter from U. S. Senator Dwight Griswold concerning L. R. 6.

Letter from Hon. Joseph W. Martin, Jr., Speaker of the U. S. House of Representatives, concerning L. R. 6.

Resolution from the Committee on Resolutions of the Elwood Chamber of Commerce, Elwood, Nebraska, concerning an adequate

highway system for the state. Referred to Committee on Public Works.

Unanimous Consent—Add Co-introducer

Mr. Anderson asked unanimous consent to add Mr. Carpenter's name as a co-introducer of L. B. 6.

Consent was granted and it was so ordered.

Unanimous Consent—Reset Hearing Dates

Mr. McNutt asked unanimous consent to change the hearing date of L. B. 454 from March 30 to March 16, 1953, and the hearing date of L. B. 519 from March 16 to March 30, 1953.

Consent was granted and it was so ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 7.

L. R. 7 was adopted with 35 ayes, 0 nays and 7 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 81. Correctly engrossed.

LEGISLATIVE BILL 119. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Approved by the Governor

February 27, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 27, 1953, he approved L. B. 75, L. B. 76, L. B. 85, L. B. 97, L. B. 111, L. B. 115 and L. B. 233.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on February 28, 1953,
at 9:30 a.m.:

L. B. 5

L. B. 95

L. B. 160

L. B. 77

L. B. 113

L. B. 190

LEGISLATIVE BILL 45. Correctly engrossed.

LEGISLATIVE BILL 120. Correctly engrossed.

LEGISLATIVE BILL 171. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

MOTION—Committee to Escort Chief Justice

Mr. President: I move that a committee of five be appointed to escort Chief Justice Robert G. Simmons to the Legislative Chamber for the purpose of administering the oath of office to Robert C. Brower. (Signed) Joseph D. Martin

The motion prevailed and the President appointed the following members to serve on said committee:

Martin, Chairman; Lee, Hubka, Adams, McNutt.

The committee retired and subsequently returned escorting the Chief Justice.

MOTION—Committee to Escort New Member

Mr. President: I move that a committee of three be appointed to escort the Senator-elect Robert C. Brower to the rostrum to take the oath of office. (Signed) O. H. Person

The motion prevailed and the President appointed the following members to serve on said committee:

Person, Chairman; Cole, Coffey.

The committee to escort the new member retired and subsequently returned escorting Robert C. Brower.

The required oath of office was administered by the Chief Justice to the new member.

MEMBER'S OATH OF OFFICE

State of Nebraska)
) ss
Lancaster County)

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska and will faithfully discharge the duties of a member of the Legislature according to the best of my ability, and that I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence, for any vote I may give or withhold on any bill, resolution or appropriation, so help me God.

(Signed) Robert C. Brower

Sworn to before me this second day of March, 1953.

(Signed) Robert G. Simmons

Chief Justice of Nebraska

(Seal)

The committee escorted the Chief Justice from the Chamber.

Mr. Brower addressed the Legislature briefly and was then escorted to his seat in the Legislative Chamber.

Speaker Tvrdik welcomed Mr. Brower as a new member of the Legislature.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Re: Motor Vehicle Safety

Introduced by Sam Klaver of Douglas.

WHEREAS, the accidents caused by operation of motor vehicles is becoming appalling, and

WHEREAS, pedestrians who are blind or aged cannot move as fast as motor vehicles, and

WHEREAS, children play in streets without fear of accidents by being hit by motorists, and

WHEREAS, there are more motor vehicles being driven today and at faster speeds.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. We encourage and endorse safe driving laws and crusade for safety campaigns.

2. We urge operators of motor vehicles to stop and think before leaving their homes and places of work each morning and evening for the purpose of realizing what may happen before they return to their family or job, if while driving their motor vehicle they do not have it under control when it is in motion.

3. We recommend all radios and newspapers initiate safe driving campaigns in their communities and districts, and help eliminate the terrible maimings and killings by motor vehicles, buses, and trucks.

4. We endorse the Omaha World Herald crusade for safety.

5. We urge that all leaders in Civic, School, Social, Parent Teachers, Business, and Professional Organizations recommend to their group that the film "Day In Court", in possession of the Nebraska Safety Patrol be viewed by them which picture may be had by request to the Nebraska Safety Patrol.

6. We recommend that employers reduce the number of deliveries to be made by their drivers so that they may complete their jobs by the end of the working day without the necessity of violation of safe driving laws.

Unanimous Consent—Add Co-introducers

Mr. Klaver asked unanimous consent that the names of the following members be added as co-introducers of Legislative Resolution 15: Messrs. Hill, Pizer, Diers, Vogel, Martin, Peterson, McHenry, Liebers, Lillibridge, Bridenbaugh, Dooley, Syas, Cramer, Brown, Carmody, Bixler, Kotouc, Britt, Aufenkamp, Tvrdik, Larkin,

Carpenter, Carson, Williams, Marvel, Duis, Shultz, Burney, Beaver, McNutt, Adams, Coffey, Person, Lee, Moulton, Wilson, Anderson, Cole, Brower, Nelson, Hubka and Fenske. Consent was granted and it was so ordered.

MOTION—Request Transcription

Mr. President: I move that Radio Station KRVN be requested to play a transcription of Stan Matzke's broadcast reporting the Agriculture Committee's action on L. B. 289 before the Agriculture Committee of the Legislature, meeting in Executive Session, on Wednesday, March 4, 1953. (Signed) Tom Coffey

The motion prevailed with 24 ayes, 3 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 36.

A bill for an act to amend section 79-506, Reissue Revised Statutes of Nebraska, 1943, and section 79-506.01, Revised Statutes Supplement, 1951, relating to schools; to authorize Class I, II, III, and VI school districts to purchase or lease any appropriate site and to build, hire, or purchase a teacherage for the purpose of providing housing facilities for the school employees of such districts and to levy a tax therefor; to provide certain procedure and requirements for the same; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Carpenter	Hubka	Moulton
Aufenkamp	Coffey	Klaver	Person
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Tvrdik
Brower	Dooley	McNutt	Vogel
Brown	Duis	Martin	Wilson
Burney	Fenske	Marvel	

Voting in the negative, 9:

Anderson	Carson	Kotouc	Nelson
Britt	Hill	Larkin	Peterson
Carmody			

Not voting, 3:

McHenry	Syas	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 129.

A bill for an act to amend section 51-403, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Public Library Commission; to provide that the salary of the executive secretary shall be fixed by the commission within the prescribed limit; to provide when a change in such salary may become effective; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Aufenkamp	Carmody	Hill	Martin
Beaver	Carpenter	Hubka	Marvel
Bixler	Coffey	Klaver	Moulton
Bridenbaugh	Cole	Kotouc	Nelson
Britt	Cramer	Lee	Pizer
Brower	Diers	Liebers	Shultz
Brown	Duis	Lillibridge	Syas
Burney	Fenske	McNutt	Wilson

Voting in the negative, 4:

Anderson	Carson	Person	Peterson
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Not voting, 7:

Adams	Larkin	Tvrdik	Williams
Dooley	McHenry	Vogel	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 93. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 104. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 240. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 163. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Speaker Tvrdik introduced Mr. and Mrs. Jacob Benson from Semans, Saskatchewan, Canada. Mr. Benson, a former member of the Canadian Legislative Assembly for nineteen years, addressed the Legislature briefly.

Mr. Klaver Presiding**GENERAL FILE**

LEGISLATIVE BILL 89. Laid over.

LEGISLATIVE BILL 39. Mr. Burney offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 2, line 7, by striking the word "five" and inserting in lieu thereof the following: "five four"; line 8, by striking the word "assess" and inserting in lieu

thereof the following: "assess *appraise*"; and line 8, by inserting after the word "to" the word "*be suffered by*".

2. Amend page 3 of the bill, section 2, line 10, by inserting after the word and punctuation "laid." the following:

"Such damages shall be paid by the person petitioning that such highway be laid out."

3. Amend the title of the bill, line 8, by inserting after the word and punctuation "therefor;" the following:

"to reduce the maximum width of such highway; to prescribe who shall pay damages caused by such highway;".

Advanced to E and R for review.

LEGISLATIVE BILL 78. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 126. Read and considered.

Laid over.

MOTION—New Member, Committees

Mr. President: I move that the rules be suspended and that the new member, Robert C. Brower, be appointed on the committees to which his predecessor, Ed F. Lusinski, was appointed. (Signed) C. C. Lillibridge

The motion prevailed with 35 ayes, 0 nays and 7 not voting.

MOTION—Supplies

Mr. President: I move that the Clerk furnish the new member, Robert C. Brower, with the Statutes and Session Laws and other usual supplies. (Signed) Charles F. Tvrdik

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 52. Placed on Select File as amended.

E and R amendments to L. B. 52:

1. In the bill, section 1, page 2, line 18, reinsert the stricken period.

2. In the bill title line 4, strike the word "children" and in lieu thereof insert "a child".

LEGISLATIVE BILL 69. Placed on Select File as amended.

E and R amendments to L. B. 69:

1. In the bill, section 1, page 2, line 5, strike the word "or" at the beginning of the line and in lieu thereof insert "or ,"; in lines 5 and 6 strike ", in cases where" and in lieu thereof insert ", in cases where if"; and in line 10 strike ", and, in" and in lieu thereof insert "and, in . In".

2. In the bill title, lines 8 and 9 of original (8 of printed bill) strike "when a person" and in lieu thereof insert "of persons who"; and in lines 12 and 13 of original (11 and 12 of printed bill) strike " a dead body when such person" and in lieu thereof insert "the body of a person who".

LEGISLATIVE BILL 94. Placed on Select File as amended.

E and R amendment to L. B. 94:

1. In the bill, section 1, page 2, line 4 after the period insert "(1)"; in line 5 strike "or graveling," and in lieu thereof insert "or , graveling, or"; strike commencing with the semicolon in line 11 to the end of line 12, and in lieu thereof insert "; provided, as . (2) As to such assessments for paving, or repaving, or curbing"; in line 20 after the semicolon insert "and"; also in line 20 strike "As to" and in lieu thereof insert "(3) As to such"; in line 25 strike "Each of such installments," and in lieu thereof insert "(4) Each of such the installments, referred to in subsections (2) and (3) of this section"; in line 31 strike "; Provided, all of said" and in lieu thereof insert "; Provided, all . All of said such";

and in lines 33 and 34 strike “, whereby” and in lieu thereof insert “, whereby *and, if so paid,*”; and in line 6 insert a comma before “shall”.

LEGISLATIVE BILL 173. Placed on Select File as amended.

E and R amendments to L. B. 173:

1. In the bill, section 1, page 2, line 3, after the period insert “(1)”; in lines 10 and 11 strike the word “excepting” and in lieu thereof insert “excepting *except*”; insert a comma in line 15 after the word “subscribe”; in line 16 strike “Such” and in lieu thereof insert “(2) Such *bridge*”; in line 19 strike “The members” and in lieu thereof insert “The members *Each member*”; in line 20 strike “their” and in lieu thereof insert “their *his*”; in line 21 strike “their” and in lieu thereof insert “*such their*”.

2. In the bill title after the second semicolon insert “ to provide that a member of such commission, who is also the secretary-treasurer thereof, shall not receive such per diem but shall only receive his compensation as such secretary-treasurer;”.

LEGISLATIVE BILL 175. Placed on Select File as amended.

E and R amendment to L. B. 175:

1. In the bill, section 2, page 2, line 3, after the period insert “(1)”; in line 10 insert “(2)” before the word “Before”; in line 18 after the period insert “(3)”; in line 22 strike “, and each” and in lieu thereof insert “, and each . *Each*”; and in line 23 strike “their” and in lieu thereof insert “their *his*”.

LEGISLATIVE BILL 238. Placed on Select File as amended.

E and R amendments to L. B. 238:

1. In the bill, section 1, page 2, line 10 strike the last comma; and in line 13 strike “paid” and in lieu thereof insert “be paid the same”.

2. In the bill title strike the balance of title commencing with the word “and” in line 5 and in lieu thereof insert “under United States Public Law 768 as prescribed in lieu of any other intangible property tax; to provide the amount of such tax; and to provide that such tax shall be due and delinquent and be paid the same as other intangible property taxes.”

LEGISLATIVE BILL 277. Placed on Select File as amended.

E and R amendments to L. B. 277:

1. Strike standing committee amendment 1 and in the bill, section 1, page 2, strike lines 2, 3, and 4, and in lieu thereof insert "to use, while fishing in this state in any lake, pond, or reservoir or in their inlets, outlets, and canals within one half mile of such lake, pond, or reservoir, more than two lines with two hooks on each line."

2. Strike standing committee amendment 2 and lines 4, 5, and 6 of the title, and in lieu thereof insert "ing within this state in any lake, pond, or reservoir and their inlets, outlets, and canals within one half mile of such lake, pond, or reservoir; to define one hook; to provide penalties; and to declare an emergency."

LEGISLATIVE BILL 290. Placed on Select File.

LEGISLATIVE BILL 56. Correctly engrossed.

LEGISLATIVE BILL 138. Correctly engrossed.

LEGISLATIVE BILL 184. Correctly engrossed.

LEGISLATIVE BILL 272. Correctly engrossed.

LEGISLATIVE BILL 372. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Approved by the Governor

March 2, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on February 28, 1953, he approved L. B. 5, L. B. 77, L. B. 95, L. B. 113, L. B. 160 and L. B. 190.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

MOTION—Adjourn

Mr. Peterson moved that the Legislature adjourn until 8:00 a.m. on Tuesday, March 3, 1953.

Mr. Larkin offered a substitute motion that the Legislature adjourn.

Mr. Larkin's substitute motion prevailed and at 12:00 noon, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, March 3, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Williams, who was excused.

The Journal for the Fortieth Day was approved as corrected.

Communications

Letter from U. S. Representative Carl T. Curtis relative to L. R. 6.

Letter from Earl T. Luff, President, Lincoln Chamber of Commerce, concerning L. B. 89. Referred to Committee on Revenue.

Letter to Mr. Klaver from George S. Bancroft, Executive, Synod of Nebraska, of the Presbyterian Church in the U.S.A., Omaha, Nebraska, concerning L. B. 14. Referred to Committee on Government.

Letter to Mr. Hill from Lewis Naylor, Minister, Bethel Church of the Brethren, Carleton, Nebraska, concerning L. B. 14. Referred to Committee on Government.

Letter to Mr. Hill from Thomas C. Huxtable, Pastor, Deshler Presbyterian Church, Deshler, Nebraska, concerning L. B. 14. Referred to Committee on Government.

MOTION—Refer Correspondence

Mr. President: I move that the correspondence be sent to the Committee on Rules to be disposed of in any way they see fit. (Signed) Terry Carpenter

The motion prevailed and it was so ordered.

NOTICE OF COMMITTEE HEARINGS**Revenue**

L. B. 429	Tuesday, March 10, 1953	2:00 p. m.
L. B. 462	Tuesday, March 10, 1953	2:00 p. m.
L. B. 477	Tuesday, March 10, 1953	2:00 p. m.
L. B. 498	Tuesday, March 10, 1953	2:00 p. m.
L. B. 211	Thursday, March 12, 1953	2:00 p. m.
L. B. 250	Thursday, March 12, 1953	2:00 p. m.

Miscellaneous Appropriations and Claims

L. B. 508	Monday, March 9, 1953	2:00 p. m.
L. B. 524	Monday, March 9, 1953	2:00 p. m.
L. B. 555	Monday, March 9, 1953	2:00 p. m.
L. B. 556	Monday, March 9, 1953	2:00 p. m.

Banking, Commerce and Insurance

L. B. 425	Thursday, March 12, 1953	2:00 p. m.
L. B. 436	Thursday, March 12, 1953	2:00 p. m.
L. B. 512	Thursday, March 12, 1953	2:00 p. m.
L. B. 469	Tuesday, March 17, 1953	2:00 p. m.
L. B. 480	Tuesday, March 17, 1953	2:00 p. m.
L. B. 356	Thursday, March 19, 1953	2:00 p. m.
L. B. 417	Tuesday, March 24, 1953	2:00 p. m.
L. B. 419	Tuesday, March 24, 1953	2:00 p. m.
L. B. 408	Tuesday, March 24, 1953	2:00 p. m.
L. B. 333	Tuesday, March 31, 1953	2:00 p. m.

STANDING COMMITTEE REPORTS**Agriculture**

LEGISLATIVE BILL 346. Placed on General File as amended.

Standing Committee amendments to L. B. 346:

1. Amend page 2 of the bill by striking sections 1 and 2.
2. Renumber sections 3 to 8 as sections 1 to 6, respectively.
3. Amend page 4 of the bill, renumbered section 3, lines 21 and 22 by striking ", and to issue certificates of exemption as provided in section 35-105".
4. Amend page 7 of the bill, renumbered section 6, line 1 by striking "35-101, 35-104".
5. Amend the title to conform.

LEGISLATIVE BILL 475. Placed on General File.

(Signed) William Moulton, Vice-Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 460. Indefinitely postponed.

LEGISLATIVE BILL 468. Placed on General File.

(Signed) Ralph W. Hill, Chairman

Communications

House Joint Memorial No. 5 from the Colorado House of Representatives, and Joint Memorials Nos. 2, 3 and 4 from the Wyoming State Legislature, were referred to the Reference Committee for referral to the proper committees.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1. With emergency.

A bill for an act to amend section 84-314, Revised Statutes Supplement, 1951, relating to state officers; to provide for the fixing of the salary of the deputy auditor of public accounts within the prescribed limit; to provide when a change in the salary of such deputy shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Adams Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 1. (Signed) John Adams

LEGISLATIVE BILL 68.

A bill for an act relating to the Civil Administrative Departments of the State of Nebraska; to provide for the appointment of a State Board of Health as the head of the Department of Health; to provide for the salaries and expenses to be paid to the head of the department thus created; to define the functions, powers, and duties of the State Board of Health; to provide for the appointment, qualifications, powers, duties, and salary of the Director of Health; to amend sections 81-102, 81-108, 81-109, 81-115, and 81-116, Reissue Revised Statutes of Nebraska, 1943, and section 81-103, Revised Statutes Supplement, 1951; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Beaver	Carson	Kotouc	Moulton
Bixler	Coffey	Larkin	Person
Britt	Cole	Lee	Peterson
Brower	Cramer	Liebers	Shultz
Brown	Duis	Lillibridge	Syas
Burney	Fenske	McHenry	Tvrdik
Carmody	Hubka	McNutt	Vogel
Carpenter	Klaver	Marvel	Wilson

Voting in the negative, 8:

Anderson	Diers	Hill	Nelson
Bridenbaugh	Dooley	Martin	Pizer

Not voting, 3:

Adams	Aufenkamp	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 68. (Signed) John Adams

LEGISLATIVE BILL 83.

A bill for an act to amend sections 28-428, 28-438, 28-439, 28-451, and 28-470, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to redefine narcotic drugs; to define and redefine terms; to eliminate certain inconsistencies of the narcotic laws; to provide penalties; to provide for disposal of narcotic drugs by the magistrate under the prescribed circumstances; and to repeal the original sections, and also sections 28-424, 28-425, 28-426, 28-432, 28-433, 28-434, 28-435, 28-436, and 28-437, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Beaver	Bridenbaugh	Brower
Aufenkamp	Bixler	Britt	Brown

Burney	Duis	Liebers	Person
Carmody	Fenske	Lillibridge	Peterson
Carpenter	Hill	McHenry	Pizer
Carson	Hubka	McNutt	Shultz
Coffey	Klaver	Martin	Syas
Cole	Kotouc	Marvel	Tvrdik
Cramer	Larkin	Moulton	Vogel
Diers	Lee	Nelson	Wilson
Dooley			

Voting in the negative, 0.

Not voting, 2:

Adams Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 83. (Signed) John Adams

LEGISLATIVE BILL 180. With emergency.

A bill for an act to amend section 84-206, Revised Statutes Supplement, 1951, relating to state officers; to provide for the fixing of the salary of the deputy attorney general within the prescribed limit; to provide when a change in the salary of such deputy shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Anderson	Brower	Coffey	Hill
Aufenkamp	Brown	Cole	Hubka
Beaver	Burney	Cramer	Klaver
Bixler	Carmody	Diers	Kotouc
Bridenbaugh	Carpenter	Duis	Larkin
Britt	Carson	Fenske	Lee

Liebers	Martin	Person	Tvrdik
Lillibridge	Marvel	Pizer	Vogel
McHenry	Moulton	Shultz	Wilson
McNutt	Nelson	Syas	

Voting in the negative, 2:

Dooley Peterson

Not voting, 2:

Adams Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 180. (Signed) John Adams

SELECT FILE

LEGISLATIVE BILL 69. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 94. E and R amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 173. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 175. E and R amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Carmody introduced Mr. Charles Hall, Culbertson, Nebraska, and Mr. Clarence Gummere, Stratton, Nebraska, members of the Hitchcock County Farm Bureau Federation.

Mr. McNutt introduced Mrs. Myrtle Graham, Teacher, and thirty-five students from Prescott School, Lincoln, Nebraska.

Unanimous Consent—Amend L. B. 277

Mr. Bridenbaugh asked unanimous consent that the following amendment to L. B. 277 be adopted:

Amend page 2 of L. B. 277, section 1, line 7, by adding after the punctuation “.” the following sentence: *“No provision of this act shall apply to ice fishing.”*

Consent was granted and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 89. Laid over.

MOTION—Return L. B. 289 to Committee

Mr. President: I move that L. B. 289 be returned to the Agriculture Committee for reconsideration. (Signed) Hal Bridenbaugh

The motion prevailed with 27 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 126. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 127. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 128. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 136. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 137. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 310. Laid over.

LEGISLATIVE BILL 237. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Mr. Tvrdik offered the following amendment to L. B. 237, which was adopted:

1. Amend page 15 of the bill, section 4, line 39, by striking the word and punctuation "lease,"; and line 47, by inserting after the word and punctuation "liquidated." the following:

"The commissioner is authorized and empowered to use any such funds to lease suitable office space anywhere in the State of Nebraska."

Advanced to E and R for review.

Visitors

Mr. Diers introduced Dayton Rothrock, Superintendent, and eighteen students from the Gresham High School, Gresham, Nebraska.

LEGISLATIVE BILL 296. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 365. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 199. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 223. Read and considered.

Advanced to E and R for review.

Mr. Duis Presiding

LEGISLATIVE BILL 227. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 228. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 287. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 253. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 222. Read and considered.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Labor and Public Welfare**

(Reset from March 2, 1953)

L. B. 275	Monday, March 16, 1953	2:00 p.m.
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Labor and Public Welfare

L. B. 294	Monday, March 16, 1953	2:00 p.m.
L. B. 295	Monday, March 16, 1953	2:00 p.m.
L. B. 304	Monday, March 16, 1953	2:00 p.m.
L. B. 367	Monday, March 16, 1953	2:00 p.m.
L. B. 392	Monday, March 9, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Public Works**

LEGISLATIVE BILL 554. Placed on General File.

(Signed) Hugh Carson, Chairman

Enrollment and Review

LEGISLATIVE BILL 71. Placed on Select File as amended.

E and R amendments to L. B. 71:

1. In the matter inserted by standing committee amendment 4, referring to line 44 of section 3, the word "*and*" in first part of the newly inserted matter should be stricken and a semicolon should be inserted at the end of newly inserted matter by such amendment after the word "*dollars*".

2. In the bill, section 1, page 2, insert a comma after the word "*chiroprody*" in line 10 and after the word "*fund*" in line 18.

3. In the bill, section 2, page 2, line 3, after the period insert "*(1)*"; in line 8 strike "*and barbering*"; at the beginning of line 21 insert "*(2)*"; at the end of line 21 insert "*as set forth in subsection (1) of this section,*"; at the end of line 22 insert "*a*"; in line 23 after the word "*to*" insert "*him at*"; in line 24 insert a comma after "*licensee*"; also in line 24 after "*pay*" insert "*the renewal fee*"; in line 26 after "*notice*" insert "*in the same manner*"; in line 29 strike "*and*" and show as stricken matter; in line 32 strike "*;* but" and in lieu thereof insert "*;* but, *and*"; in line 33 strike "*;* including" and in lieu thereof insert "*;* including *and*"; in line 35 strike "*;* *Provided, however,* any" and in lieu thereof insert "*;* *Provided, however,* any . (3) *Any*"; in line 37 strike "*herein provided*" and in lieu thereof insert "*herein provided in this section*"; in line 38 after the word "*upon*" insert "*the*"; in line 39 strike "*;* and upon" and in lieu thereof insert "*;* and upon *the*"; and in line 39 before "*renewal*" insert "*regular and additional*".

4. In the bill, section 3, page 5, line 43 insert a comma after the word "*embalming*"; in line 44 reinsert "*and*"; before "*barbering*".

5. In the bill, new section 4, (old section 5) line 15 strike the first "*and*" and show as stricken matter; in line 20 insert a comma after "*accept*"; in line 21 strike the comma and in lieu thereof insert "*;* *and*"; in line 24 strike "*;* but every" and in lieu thereof insert "*;* but every . *Every*"; and in line 26 strike "*the fees*" as in original bill, and in lieu thereof insert "*the fee fees*".

6. In the bill, new section 6 (old section 7) insert "*the*" in line 6 after the word "*for*" and in line 14 before the word "*county*".

LEGISLATIVE BILL 124. Replaced on Select File as amended.

E and R amendment to L. B. 124:

1. Strike the word "*the*" in the bill, section 3, page 3, line 29 inserted by enrollment and review amendment 3, since original bill already had such word in it but same not in printed bill.

LEGISLATIVE BILL 168. Replaced on Select File as amended.

E and R amendment to L. B. 168:

1. In the bill title line 7 and also line 10 insert "secretary-" prior to the word "treasurer" and in the 8th line of the title strike the word "secretary" and in lieu thereof insert the word "treasurer".

LEGISLATIVE BILL 46. Placed on Select File as amended.

E and R amendments to L. B. 46:

1. In the bill, section 1, page 2, strike the comma in line 8 after the word "fish", in lines 10 and 13 after the word "animals", and in line 16 after the word "birds"; in line 21 strike the comma after "licensee" and in lieu thereof insert "*shall*"; in line 24 after the first comma insert "*shall*"; and insert a comma after the word "importation" in line 27, and in lines 29 and 33 after the word "insectivorous".

2. In the bill, section 2, page 3, line 5 strike "or catch, or" and in lieu thereof insert " , or catch, or"; insert a comma in line 6 after the word "destroy" and in lines 7 and 13 after the word "insectivorous"; in line 6 before the word "possession" insert "*his*"; and in line 8 before the word "such" insert "*any*".

3. In the bill, section 3, page 3, line 4 after the period insert "(1)"; in lines 7 and 15 strike "or destroy or" and in lieu thereof insert "or destroy or,"; also at end of line 15 insert a comma; in lines 22 and 31 strike the first "or" and show as stricken matter; in line 32 insert a comma after the word "destroy" in lines 37 and 38 strike " ; *Provided*, nothing herein contained shall" and in lieu thereof insert " ; *Provided*, nothing herein contained . (2) *The provisions of subsection (1) of this section shall not*"; in lines 42 and 43 strike " ; and provided further, that persons" and in lieu thereof insert " ; and provided further, that persons. *Persons*"; and in line 46 before the word "this" insert "*subsection (1) of*".

LEGISLATIVE BILL 150. Placed on Select File as amended.

E and R amendments to L. B. 150:

1. In the bill, section 1, page 2, line 8, strike "*in such districts*" and in lieu thereof insert "*or villages in such district*"; in line 12 insert a comma after the word "years".

2. In the bill, section 3, page 2, line 3 strike "*, as defined*" and in lieu thereof insert "*referred to*".

3. In the bill, section 4, page 3, line 4, strike "*their members except*" and in lieu thereof insert "*its members, other than*"; and in line 5 before the period insert "*and the provisions of section 79-809 shall not apply to the selection of a treasurer of such a district*".

4. In the bill title strike lines 10 and 11 and in lieu thereof insert "its members, other than the secretary, as treasurer of such district as prescribed; to provide that such treasurer shall give a bond as prescribed; to provide for the payment of the cost of such bond;".

LEGISLATIVE BILL 14. Placed on Select File as amended.

E and R amendments to L. B. 14:

1. In the bill, section 1, page 2, lines 4 and 6 strike the word "or" at the end of both lines.

2. In the bill, section 4, page 3, line 10 after the word "shall" insert "(a)"; and also in line 10 and 11 strike "and shall" and in lieu thereof insert ", (b)"; in line 15 strike the semicolon and in lieu thereof insert ", (c) state the"; in line 16 strike the semicolon and in lieu thereof insert ", (d) include the"; in line 18 strike "; and any" and in lieu thereof insert ", and (e) set forth"; in line 28 after the word "shall" insert "(a)"; in line 29 strike "and shall" and in lieu thereof insert ", (b)"; in line 30 insert a comma after the word "office"; in line 31 strike the semicolon and in lieu thereof insert ", (c) state"; in line 32 strike the semicolon and in lieu thereof insert ", (d) set forth"; in line 34 strike the semicolon and in lieu thereof insert ", (e) include"; and in line 36 strike "; and" and in lieu thereof insert ", and (f) set forth".

3. In the bill, section 5, page 4, line 14 strike the comma, and also in line 14 strike "be imprisoned" and in lieu thereof insert "by imprisonment".

4. In the bill, section 7, page 5, line 7, insert a comma before the word "as".

5. In the bill title strike commencing with line 8 to and including the word "jobs" in line 10, and in lieu thereof insert "a person who is a communist or is a member of an organization known by him to be a communist front organization shall not hold a nonelective office, position, or job as prescribed".

LEGISLATIVE BILL 36. Correctly enrolled.
LEGISLATIVE BILL 129. Correctly enrolled.
LEGISLATIVE BILL 57. Correctly engrossed.
LEGISLATIVE BILL 101. Correctly engrossed.
LEGISLATIVE BILL 102. Correctly engrossed.
LEGISLATIVE BILL 158. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:59 a.m., on a motion by Mr. Diers, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, March 4, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. McNutt and Williams, who were excused.

The Journal for the Forty-first Day was approved.

Communications

Letter from U. S. Representative R. D. Harrison enclosing copies of four House bills and one Senate bill on uniform presidential primary procedure. Referred to Committee on Government.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 23. Placed on General File.

LEGISLATIVE BILL 229. Indefinitely postponed.

LEGISLATIVE BILL 191. Placed on General File as amended.

Standing Committee amendment to L. B. 191:

1. Amend page 2, section 1, line 18, by striking the words "with the approval of the county board" and amend the title to conform.

LEGISLATIVE BILL 230. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Labor and Public Welfare**LEGISLATIVE BILL 558.** Indefinitely postponed.**LEGISLATIVE BILL 527.** Placed on General File.

(Signed) Sam Klaver, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 36

L. R. 7

L. B. 129

L. R. 14

RESOLUTIONS**LEGISLATIVE RESOLUTION 15.**

L. R. 15 was adopted with 35 ayes, 0 nays and 8 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 100. With emergency.

A bill for an act to amend section 49-618, Reissue Revised Statutes of Nebraska, 1943, relating to law; to reduce the price sets of the Revised Statutes of Nebraska, 1943, may be sold; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Aufenkamp	Burney	Diers	Larkin
Beaver	Carmody	Duis	Lee
Bixler	Carpenter	Fenske	Liebers
Bridenbaugh	Carson	Hill	Lillibridge
Britt	Coffey	Hubka	McHenry
Brower	Cole	Klaver	Martin
Brown	Cramer	Kotouc	Marvel

Moulton	Pizer	Syas	Vogel
Nelson	Shultz	Tvrdik	Wilson
Person			

Voting in the negative, 0.

Not voting, 6:

Adams	Dooley	Peterson	Williams
Anderson	McNutt		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 100. (Signed) Lester H. Anderson

LEGISLATIVE BILL 159.

A bill for an act relating to corporations; to authorize private corporations organized under the laws of this state or licensed to do business herein, as part of its business expense, to contribute to charitable undertakings or enterprises and to subscribe to and generally participate in the creation and maintenance of instrumentalities for the preservation and betterment of social and economic conditions in the territory in which it operates.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Aufenkamp	Carpenter	Hubka	Martin
Beaver	Coffey	Klaver	Marvel
Bixler	Cole	Kotouc	Moulton
Bridenbaugh	Diers	Larkin	Pizer
Britt	Dooley	Lee	Shultz
Brower	Duis	Liebers	Tvrdik
Brown	Fenske	Lillibridge	Vogel
Carmody	Hill	McHenry	Wilson

Voting in the negative, 6:

Burney	Cramer	Person	Peterson
Carson	Nelson		

Not voting, 5:

Adams	McNutt	Syas	Williams
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 159. (Signed) Lester H. Anderson

LEGISLATIVE BILL 198.

A bill for an act to amend section 79-1423, Revised Statutes Supplement, 1951, relating to schools; to provide that the State Board of Vocational Education shall fix the salary of the Director of Vocational Education within the prescribed limit; to provide when a change in such salary may become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Aufenkamp	Carson	Klaver	Nelson
Beaver	Coffey	Kotouc	Person
Bixler	Cole	Larkin	Peterson
Bridenbaugh	Cramer	Lee	Pizer
Britt	Diers	Liebers	Shultz
Brower	Dooley	Lillibridge	Syas
Brown	Duis	McHenry	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Wilson
Carpenter	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 4:

Adams Anderson McNutt Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 198. (Signed) Lester H. Anderson

SELECT FILE

LEGISLATIVE BILL 52. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 238. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 277. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 290. Advanced to E and R for engrossment.

LEGISLATIVE BILL 71. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 124. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 168. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 46. Laid over.

LEGISLATIVE BILL 150. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 177. Read and considered.

Mr. Cramer offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 4, by striking the word "thereat" and inserting "for or against the same".

2. Amend page 7 of the bill, section 22, by striking lines 2 and 3, and inserting "mittee shall be paid their travel expenses".

Advanced to E and R for review.

LEGISLATIVE BILL 89. Laid over.

LEGISLATIVE BILL 310. Laid over.

LEGISLATIVE BILL 179. Laid over.

LEGISLATIVE BILL 278. Bracketed until Monday, March 9, 1953

LEGISLATIVE BILL 67. Read and considered.

Mr. Person offered the following amendments, which were adopted:

1. Amend page 2 of the bill, by renumbering sections 1, 2, and 3, as sections 2, 3, and 4, respectively; by inserting before renumbered section 2 a new section, to be called section 1, and to read as follows:

"Section 1. That section 71-1308, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1308. Every licensed funeral director shall pay annually a fee for the renewal of his or its license. The renewal fee, payable by a licensed funeral director, shall be twenty five dollars. The Department of Health shall mail on or before January 1 of each year to each licensed funeral director, addressed to him at his last-known address, a notice that his or its renewal fee is due and payable and that, if such fee is not paid by February 1, a penalty of ten dollars will be added to the renewal fee, and in no case shall such penalty or additional fee, upon account of such delinquency, be waived. Upon receipt of such fees the department shall cause the renewal certificate to be issued."

2. Amend page 2 of the bill, renumbered section 4, line 1, by striking the word "section" and inserting in lieu thereof the following: "sections 71-1308 and"; line 2, by striking the word "is" and inserting in lieu thereof the word "are".

3. Amend the title of the bill, line 2, by striking the word "section" and inserting in lieu thereof the following: "sections 71-1308 and"; line 3, by inserting after the word "welfare" the following: "; to reduce the renewal license fee of a funeral director"; line 12, by striking the word "section" and inserting in lieu thereof the word "sections".

Advanced to E and R for review.

LEGISLATIVE BILL 135. Laid over.

LEGISLATIVE BILL 134. Laid over.

LEGISLATIVE BILL 133. Laid over.

LEGISLATIVE BILL 132. Laid over.

LEGISLATIVE BILL 131. Laid over.

LEGISLATIVE BILL 74. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 224. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 87. Bracketed.

LEGISLATIVE BILL 99. Bracketed until Wednesday, March 11, 1953.

LEGISLATIVE BILL 197. Read and considered.

Laid over for thirty minutes.

LEGISLATIVE BILL 280. Laid over.

LEGISLATIVE BILL 245. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 197.

Mr. Carpenter offered the following amendment to L. B. 197, which was adopted:

I move to attach the emergency clause to L. B. 197 and amend the title accordingly.

Mr. Tvrdik offered the following amendment to L. B. 197, which was adopted:

I move to amend L. B. 197, Section 1, line 4, by eliminating the word "shall" and in lieu thereof using the word "may".

Advanced to E and R for review.

Visitors

Mr. Person introduced Mr. Clyde Worrall of Wahoo, Nebraska.

Mr. Wilson introduced Mr. Scheer, County Treasurer, and Mr. Gottsche, County Clerk of Pierce County, Nebraska.

LEGISLATIVE BILL 438. Read and considered.

Mr. Burney offered the following amendment to L. B. 438, which was adopted:

I move that L. B. 438 be amended in Section 1, line 11 by striking the words "such superintendents" and inserting in lieu

thereof the following "the superintendents of the three state mental hospitals".

Advanced to E and R for review.

LEGISLATIVE BILL 445. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 444. Laid over.

LEGISLATIVE BILL 255. Laid over.

LEGISLATIVE BILL 476. Laid over.

Visitors

Mr. Lee introduced his wife, Mrs. Lee, his daughter-in-law, Mrs. Robert Lee, and his granddaughters, Becky and Christy Lee.

LEGISLATIVE BILL 236. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 106. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 453	Friday, March 13, 1953	2:00 p.m.
L. B. 479	Friday, March 13, 1953	2:00 p.m.
L. B. 375	Wednesday, March 11, 1953	2:00 p.m.
L. B. 456	Wednesday, March 11, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 112. Placed on Select File as amended.

E and R amendments to L. B. 112:

1. In the bill, section 1, page 2, insert a comma in line 15 after the word "*war*" and in line 20 after the word "*widows*".

2. In the bill, section 2, page 2, line 3, after the period insert "(1)"; at the beginning of line 11 insert "(2)"; in line 13 before the word "and" insert a comma; in line 22 strike "The members" and in lieu thereof insert "(3) The members of the county service committee".

3. In the bill, section 3, page 3, lines 5 and 6 strike "others in the place of members" and in lieu thereof insert "*others another veteran* in the place of members *the member*".

4. In the bill, section 4, page 3, line 8, strike "who" and in lieu thereof insert "who,"; in line 9 strike the word "who" and in lieu thereof insert "who and"; in line 10 strike "not" and in lieu thereof insert "not without", also in line 10 after the word "defray" insert "his"; in line 16 strike the word "so" and show as stricken matter; and in line 17 after the word "do" insert "so".

5. In the bill, section 5, page 4, insert a comma in line 9 before the word "upon" and in line 13 after "headstone".

6. In the bill, section 6, page 4, line 4 strike "petition" and in lieu thereof insert "petition application"; in line 7 strike "petitioners" and in lieu thereof insert "petitioners committee"; in line 11 strike commencing with the comma, to but not including the comma in line 13 and in lieu thereof insert ", and who is buried within such county the limits of the township, precinct or municipality".

7. In the bill, new section 7 (old section 8) page 7, line 3 after the period insert "(1)"; strike commencing with the word "aid" in line 5 to and including "States" in line 8, and in lieu thereof insert "*the food, aid, expenses, and other necessary items set forth in section 77-1605 for the persons entitled to the same under the provisions of said section. members of the United States*"; also in section 7 strike commencing with the word "during" in line 15 to and including the period in line 23 and show original matter as stricken matter; in line 24 after the period insert "(2)"; in line 26 before the comma insert "*referred to in subsection (1) of this section*"; in line 32 strike ", and shall" and in lieu thereof insert ", and shall"; in line 38 strike "to the county board" and show as stricken matter; and in line 39 before the period insert "*to the county board*".

8. In the bill section 8 (old section 9) page 8, line 1, after the word "That" insert "original".

9. In the bill title line 3 strike "80-107, and 80-409" and in lieu thereof insert "and 80-107"; in line 7 of original (6 of printed bill) after the word "sailors'" insert a comma; in line 9 of original (8 of printed bill) after the word "when" insert "the" and after "thereof" insert "shall"; and in lines 11 and 12 of original (10 of printed bill) strike "to provide a salary for county service officer;"

LEGISLATIVE BILL 127. Placed on Select File as amended.

E and R amendment to L. B. 127:

1. In the bill, section 1, page 2, line 8, insert a comma after the word "legatees".

LEGISLATIVE BILL 151. Replaced on Select File as amended.

E and R amendment to L. B. 151:

1. In line 3 of enrollment and review amendment 5 correct the section number to "54-735".

LEGISLATIVE BILL 228. Placed on Select File.

LEGISLATIVE BILL 1. Correctly enrolled.

LEGISLATIVE BILL 180. Correctly enrolled.

LEGISLATIVE BILL 123. Correctly engrossed.

LEGISLATIVE BILL 345. Correctly engrossed.

LEGISLATIVE BILL 149. Correctly engrossed.

LEGISLATIVE BILL 302. Correctly engrossed.

LEGISLATIVE BILL 351. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 1

L. B. 180

L. R. 15

Unanimous Consent—Return L. B. 71 to Select File

Mr. Lillibridge asked unanimous consent to return L. B. 71 to Select File for the following specific amendment:

Amend page 3, section 2, lines 31 and 33 by striking the new matter and reinserting the old matter.

Consent was granted and it was so ordered.

Unanimous Consent—Adopt Amendment

Mr. Lillibridge asked unanimous consent that his specific amendment to L. B. 71 be adopted.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

Unanimous Consent—Withdraw L. B. 59

Mr. Coffey asked unanimous consent to withdraw L. B. 59. Consent was granted and it was so ordered.

Visitors

Mr. Brown introduced twenty-four persons from Western Nebraska who are participating in the Legislative School of the Nebraska Farm Bureau Federation.

Adjournment

At 12:00 noon, on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, March 5, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Williams, who was excused.

The Journal for the Forty-second Day was approved as corrected.

MOTION—Letter of Thanks

Mr. President: I move that we extend our thanks to the Omaha Chamber of Commerce for the fine dinner and high class entertainment afforded to the Legislators and state officers and their wives on Tuesday evening, March 3, 1953. (Signed) C. C. Lillibridge

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Budget

L. B. 565 Thursday, March 12, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 5, 1953,
at 9:00 a.m.:

L. B. 1

L. B. 129

L. B. 36

L. B. 180

LEGISLATIVE BILL 124. Correctly engrossed.

LEGISLATIVE BILL 68. Correctly enrolled.

LEGISLATIVE BILL 83. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of trans-
acting business, the President signed

L. B. 68

L. B. 83

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 377. Placed on General File as amended.

Standing Committee amendments to L. B. 377:

1. Amend page 2 of the bill, section 1, line 3 by striking the word "Any" and inserting in lieu thereof "*Except as otherwise provided in section 88-165, any*".

2. Amend page 2 of the bill, section 1, line 30 by striking "Public Warehouse" and inserting "Public Warehouse *state General*".

3. Amend page 3 of the bill, section 2, by striking lines 7 to 9, and inserting "is authorized and empowered to *approve or to prepare and furnish at cost, plus expense of delivery, forms for such receipts which may shall be used, except as herein provided,* by all warehousemen. Any warehouseman may".

4. Amend page 3 of the bill, section 2, by adding a new section at the end of line 21, to read as follows:

"The provisions of this section shall not apply to cold storage operations of any warehouseman holding only a license issued pursuant to section 81-2,123."

5. Amend the title to conform.

LEGISLATIVE BILL 483. Placed on General File as amended.

Standing Committee amendments to L. B. 483:

1. Amend page 3 of the bill by striking all of Section 5, and inserting in lieu thereof a new Section 5 to read as follows:

"No tax shall be levied, and no money received from appropriations made by the Nebraska Legislature shall be used for the payment of organization or any salaries."

2. Amend the title to conform.

(Signed) Hal Bridenbaugh, Chairman

Budget

LEGISLATIVE BILL 563. Placed on General File.

(Signed) Arthur Carmody, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 459. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

Visitors

Mr. Anderson introduced a group of sixty women, who are members of the Farm Bureau Federation, from Polk County, Nebraska.

Announcement—Committee on Rules

Mr. Cramer announced that there would be an executive meeting of the Committee on Rules on Monday, March 9, 1953, at 1:30 p.m., in the West Senate Lounge.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 81.

A bill for an act to amend section 79-809, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to permit a third

class school district to employ a treasurer; to limit the salary of such treasurer; to provide for bonding such treasurer; to permit such school district to pay an ex officio treasurer a salary, and specifying the limit thereof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carmody	Hill	Martin
Anderson	Carpenter	Hubka	Marvel
Aufenkamp	Carson	Klaver	Moulton
Beaver	Coffey	Kotouc	Nelson
Bixler	Cramer	Larkin	Pizer
Bridenbaugh	Diers	Lee	Shultz
Britt	Dooley	Liebers	Tvrdik
Brown	Duis	McHenry	Vogel
Burney	Fenske	McNutt	

Voting in the negative, 4:

Brower	Cole	Peterson	Wilson
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Not voting, 4:

Lillibridge	Person	Syas	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 119.

A bill for an act to amend section 60-419, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate reference to the state farm at Genoa which has been heretofore abolished; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Aufenkamp	Bixler	Britt
Anderson	Beaver	Bridenbaugh	Brower

Brown	Dooley	Liebers	Person
Burney	Duis	Lillibridge	Peterson
Carmody	Fenske	McHenry	Pizer
Carpenter	Hill	McNutt	Shultz
Carson	Hubka	Martin	Syas
Coffey	Klaver	Marvel	Tvrdik
Cole	Kotouc	Moulton	Vogel
Cramer	Larkin	Nelson	Wilson
Diers	Lee		

Voting in the negative, 0.

Not voting, 1:

Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 45.

A bill for an act to amend section 18-203, Revised Statutes of Nebraska, 1943, relating to police courts; to permit a defendant to deposit cash in lieu of sureties upon an appeal recognition; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Wilson
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 1:

Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 120.

A bill for an act to amend section 18-625, Revised Statutes Supplement, 1951, relating to construction of viaducts in all cities and villages; to change internal reference to sections now applicable to exercise of power of eminent domain; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Kotouc	Person
Anderson	Coffey	Larkin	Peterson
Aufenkamp	Cole	Lee	Pizer
Beaver	Cramer	Liebers	Shultz
Bixler	Diers	Lillibridge	Syas
Bridenbaugh	Dooley	McHenry	Tvrdik
Britt	Duis	McNutt	Vogel
Brower	Fenske	Martin	Wilson
Brown	Hill	Marvel	
Burney	Hubka	Moulton	
Carmody	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 2:

Carpenter Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 171. With emergency.

A bill for an act to amend section 44-211, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the

qualifications for directors of insurance companies as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Marvel
Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Tvrdik Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 56.

A bill for an act relating to state normal schools; to give the Board of Education of State Normal Schools the power and authority to acquire by condemnation lands necessary for state normal schools; and to provide procedure for such condemnation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Aufenkamp	Bixler	Britt
Anderson	Beaver	Bridenbaugh	Brower

Brown	Diers	Liebers	Peterson
Burney	Dooley	McHenry	Pizer
Carmody	Duis	McNutt	Shultz
Carpenter	Fenske	Martin	Syas
Carson	Hill	Marvel	Tvrdik
Coffey	Hubka	Moulton	Vogel
Cole	Klaver	Nelson	Wilson
Cramer	Kotouc	Person	

Voting in the negative, 1:

Lillibridge

Not voting, 3:

Larkin Lee Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 138.

A bill for an act to repeal section 29-513, Reissue Revised Statutes of Nebraska, 1943, relating to judgments entered upon plea of guilty in county court in misdemeanor cases.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Wilson
Burney	Hill	Marvel	
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 1:

Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 184.

A bill for an act relating to revenue and taxation; to provide for the assessment of improvements on real estate, which improvements belong to the lessee of such real estate, as personal property under the circumstances prescribed; to provide the time, place of filing, and form of the request necessary for such assessment; to provide who shall sign such request; to provide the manner of collecting taxes imposed on such improvements; and to fix the tax situs of such improvements.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 2:

Brower Coffey

Not voting, 2:

Lillibridge Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return L. B. 272 to Committee

Mr. President: I move that L. B. 272 be returned to the Revenue Committee for further study. (Signed) Terry Carpenter

The motion was lost with 8 ayes, 26 nays and 9 not voting.

LEGISLATIVE BILL 272. With emergency.

A bill for an act to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that all property subject to taxation shall be assessed at fifty per cent of its actual value as prescribed; to provide how the property shall be listed; to provide that levies shall be made on the assessed value; to repeal the original section and also sections 77-1101, 77-1102, 77-1103, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 33:

Adams	Carpenter	Klaver	Martin
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Pizer
Bixler	Dooley	Liebers	Shultz
Bridenbaugh	Fenske	Lillibridge	Tvrdek
Brower	Hill	McHenry	Vogel
Brown	Hubka	McNutt	Wilson
Carmody			

Voting in the negative, 9:

Britt	Diers	Marvel	Peterson
Burney	Duis	Moulton	Syas
Cramer			

Not voting, 1:

Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: I would have voted against L. B. 272, however since 22 members voted for it, I voted for it so that it would take effect under the emergency clause by receiving 29 votes which are necessary if the bill would take effect in 1953. (Signed) Robert D. McNutt

LEGISLATIVE BILL 372. With emergency.

A bill for an act to appropriate the sum of twelve hundred dollars to defray the salaries of the Chief Justice and Judges of the Supreme Court for the biennium ending June 30, 1953; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Marvel
Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Vogel	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Hill introduced Mrs. Freeman Vaughan, Teacher, eighteen students and five sponsors from the Alexandria Public School District 24, Alexandria, Nebraska.

SELECT FILE

LEGISLATIVE BILL 46. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

MOTION—Return L. B. 46 to General File

Mr. President: I move that L. B. 46 be brought back to General File for a specific amendment to strike the enacting clause. (Signed) George Syas

Mr. Syas requested a record vote.

Voting in the affirmative, 9:

Aufenkamp	Klaver	Larkin	Syas
Carson	Kotouc	Person	Tvrdik
Coffey			

Voting in the negative, 24:

Adams	Carmody	Hill	Martin
Anderson	Cole	Hubka	Moulton
Beaver	Cramer	Lee	Nelson
Bridenbaugh	Diers	Liebers	Peterson
Brower	Dooley	Lillibridge	Pizer
Brown	Fenske	McHenry	Shultz

Not voting, 10:

Bixler	Carpenter	Marvel	Williams
Britt	Duis	Vogel	Wilson
Burney	McNutt		

The motion was lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. Laid over.

LEGISLATIVE BILL 112. E and R amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 151. E and R amendment found in the Legislative Journal for the Forty-second Day was adopted.

Advanced to E and R for engrossment.

Mr. Anderson Presiding

GENERAL FILE

LEGISLATIVE BILL 89.

Mr. Bixler offered the following amendment to L. B. 89:

1. Amend section 1, by striking subsection (6) and inserting in lieu thereof the following:

“(6) where any political subdivision or taxing district which was subject to a statutory levy limitation in 1952, but in that year did not make the maximum levy permitted by law, nothing in this act shall prevent it in succeeding years from raising the amount of revenue, plus five per cent, that would have been raised in 1952 had the maximum levy permitted by law been used; Provided, this act shall not apply to school districts of Classes IV and V,”

Mr. Lee offered the following amendment to the Bixler amendment, which was accepted by Mr. Bixler:

Amend the Bixler amendment by adding after the word “Classes” the following: “III,”.

Mr. Carpenter offered the following amendment to the Bixler amendment, which was adopted:

Add after the words “apply to” the word “any” and strike “of Classes III, IV and V,”.

The Bixler amendment as amended was adopted.

Mr. Tvrdik offered the following amendment, which was adopted:

1. Amend the Standing Committee Amendment 2, line 5, by inserting after the words “subsequent to” the words and figures “the fixing of the tax levy for the year 1952 or”.

Advanced to E and R for review with 24 ayes, 12 nays and 7 not voting.

LEGISLATIVE BILL 310. Laid over.

LEGISLATIVE BILL 179. Laid over.

LEGISLATIVE BILL 135. Read and considered.

Advanced to E and R for review.

Members Excused

Mr. Carmody asked that the following members of the Budget Committee be excused for the remainder of the day: Peterson, Carpenter, Dooley, McHenry and Carmody. No objection.

Mr. Liebers was excused for Friday, March 6, 1953.

Mr. Shultz was excused for Friday, March 6, 1953.

LEGISLATIVE BILL 280. Laid over.

LEGISLATIVE BILL 134. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 133. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 132. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 131. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 444. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 354 Tuesday, March 17, 1953

2:00 p.m.

L. B. 358	Tuesday, March 17, 1953	2:00 p.m.
L. B. 559	Tuesday, March 17, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 277. Replaced on Select File as amended.

E and R amendment to L. B. 277:

1. Due to the Bridenbaugh amendment, in enrollment and review amendment 2 after "penalties," insert "to provide that the provisions hereof shall not apply to ice fishing;".

LEGISLATIVE BILL 344. Replaced on Select File as amended.

E and R amendment to L. B. 344:

1. In the bill, section 1, lines 9 and 10 strike the word "adoption" and in lieu thereof insert "adoptive".

LEGISLATIVE BILL 287. Placed on Select File as amended.

E and R amendment to L. B. 287:

1. In the bill, section 1, page 2, line 14 strike ", and each" and in lieu thereof insert ", and each . Each"; and in line 15 after the word "by" insert "the".

LEGISLATIVE BILL 296. Placed on Select File as amended.

E and R amendment to L. B. 296:

1. In the bill, section 1, page 2, line 4, strike the word "may" and show as stricken matter; in line 6 after the comma insert "may".

LEGISLATIVE BILL 365. Placed on Select File as amended.

E and R amendment to L. B. 365:

1. In the bill, section 1, page 2, line 4 insert a comma after the word "forms" and also in line 5 insert a comma before "and".

LEGISLATIVE BILL 222. Placed on Select File as amended.

E and R amendment to L. B. 222:

1. In the bill, section 1, page 2, line 5 insert a comma after "adjusted"; in line 6 strike ", and shall be" and in lieu thereof insert ", and shall be"; strike all of line 16 commencing with the semicolon and in lieu thereof insert ". Where ; mileage items included in the traveling expenses where"; and in line 17 after "shall" insert ", mileage included in such expenses".

LEGISLATIVE BILL 199. Placed on Select File.

LEGISLATIVE BILL 227. Placed on Select File as amended.

E and R amendment to L. B. 227:

1. In the bill, section 1, page 2, line 4 strike the first "and" and show as stricken matter; and also in line 4 strike the last comma and show as stricken matter.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 48. Placed on General File as amended.

Standing Committee amendment to L. B. 48:

1. Strike all of Section 1 and in lieu thereof insert the following: "Section 1. All heads of departments and their deputies, assistants and employees, shall render not less than forty hours of labor each week. Regular work shall not be performed on Saturday afternoons, Sundays, and days declared by statutory enactment or proclamation of the President or Governor to be holidays except in case of emergency or when otherwise approved by the Governor."

LEGISLATIVE BILL 323. Placed on General File as amended.

Standing Committee amendment to L. B. 323:

1. Amend page 2 of the bill, section 1, lines 28 and 29, by striking the words and punctuation "; and shall be considered as a part of his duties as such county clerk", and showing the same as stricken matter, and Page 3 of the bill Section 1, Line 35, by inserting the word "additional" after the word "such".

(Signed) Charles Wilson, Chairman

Education

LEGISLATIVE BILL 244. Placed on General File.

LEGISLATIVE BILL 308. Indefinitely postponed.

LEGISLATIVE BILL 313. Placed on General File as amended.

Standing Committee amendments to L. B. 313:

1. Amend page 3 of the bill, section 1, by striking the new material and inserting in lieu thereof the following:

“; and provided further, that if, for three consecutive years the enrollment of an existing Class II district shall be less than fifteen pupils in the case of a district maintaining a four-year high school, or less than ten pupils in the case of a district maintaining a two-year high school, such district shall not continue to operate if such four-year high school shall be within fifteen miles of another four-year high school, or if such two-year high school shall be within fifteen miles of any high school.”

2. Amend the title of the bill, line 6, by inserting after the word “number” the words and punctuation “for three consecutive years, and the high school maintained by such district is within fifteen miles of a high school as prescribed”.

LEGISLATIVE BILL 368. Placed on General File.

LEGISLATIVE BILL 394. Placed on General File as amended.

Standing Committee amendments to L. B. 394:

1. Amend page 2 of the bill, Section 1, Line 26, by striking the word “seven” and inserting in lieu thereof the word “eight”.

2. Amend the bill by adding the emergency clause.

3. Amend the title to conform.

(Signed) Richard D. Marvel, Chairman

Revenue

LEGISLATIVE BILL 50. Placed on General File as amended.

Standing Committee amendments to L. B. 50:

1. Amend the bill by striking all of sections 1 to 12 and inserting in lieu thereof two new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 60-310, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-310. Such registration may be renewed annually in the same manner and upon payment of the same fee as provided for the original registration, such renewal to become due on the first day of January of each year and delinquent on the fifteenth day of February of each year ; *Provided, that a renewal registration may be obtained during the month of December prior to the year in which the registration becomes due.* On application for renewal the registration certificate for the preceding year must be presented with the application. In case the certificate is not presented, the county treasurer shall not issue the certificate for renewal until a sworn statement shall be made stating what disposition has been made of the same, and a fee of one dollar shall be added to the fee; *Provided, in case of a new purchase, transfer shall be made by the dealer or person securing the car on the proper transfer form which, in case it is not the registration certificate, shall be a form approved by the Department of Roads and Irrigation.* The plates and certificates of registration furnished by the Department as provided hereinafter, shall be valid during the calendar year only for which they are furnished or issued.

Sec. 2. That original section 60-310, Reissue Revised Statutes of Nebraska, 1943, is repealed."

2. Amend the title of the bill by striking lines 2 to 21, and inserting in lieu thereof the following:

"FOR AN ACT to amend section 60-310, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to permit renewal registrations of motor vehicles during the month of December prior to the year in which they shall become due; and to repeal the original section."

LEGISLATIVE BILL 403. Indefinitely postponed.

LEGISLATIVE BILL 448. Placed on General File as amended.

Standing Committee amendments to L. B. 448:

1. Amend page 2 of the bill, section 1, line 14, by striking the words and punctuation ", regardless of the date," and by inserting after the word "have" the following: "ten years from the date of the decree or"; line 15, by inserting after the word "act" the following: ", whichever event is later in point of time,".

2. Add a new section, as follows: "Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend the title of the bill by striking the word "and" in line 6 and by inserting after the word "section": "and to declare an emergency".

(Signed) Karl E. Vogel, Chairman

Enrollment and Review

LEGISLATIVE BILL 69. Correctly engrossed.
LEGISLATIVE BILL 93. Correctly engrossed.
LEGISLATIVE BILL 168. Correctly engrossed.
LEGISLATIVE BILL 240. Correctly engrossed.
LEGISLATIVE BILL 100. Correctly enrolled.
LEGISLATIVE BILL 159. Correctly enrolled.
LEGISLATIVE BILL 198. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:59 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, March 6, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Dooley, Hubka, Liebers and Shultz, who were excused.

The Journal for the Forty-third Day was approved as corrected.

Communications

Letter from Mrs. Alice Hascall Bittner, Executive Secretary, The University of Nebraska College of Medicine Alumni Association, relative to the Association dinner on March 17, 1953, to which the Legislators and their wives are invited.

Approved by the Governor

March 6, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 5, 1953, he approved L. B. 1, L. B. 36, L. B. 129 and L. B. 180.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 6, 1953,
at 9:00 a.m.:

L. B. 68

L. B. 83

LEGISLATIVE BILL 45. Correctly enrolled.
LEGISLATIVE BILL 81. Correctly enrolled.
LEGISLATIVE BILL 119. Correctly enrolled.
LEGISLATIVE BILL 171. Correctly enrolled.
LEGISLATIVE BILL 184. Correctly enrolled.
LEGISLATIVE BILL 272. Correctly enrolled.
LEGISLATIVE BILL 372. Correctly enrolled.
LEGISLATIVE BILL 151. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 383. Indefinitely postponed.
LEGISLATIVE BILL 430. Placed on General File.

(Signed) O. H. Person, Chairman

Revenue

LEGISLATIVE BILL 449. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

President Signs

While the Legislature was in session and capable of trans-
acting business, the President signed

L. B. 100
L. B. 159
L. B. 198
L. B. 45

L. B. 81
L. B. 119
L. B. 171

L. B. 184
L. B. 272
L. B. 372

MOTION—Reconsider Action

Mr. President: I move that we reconsider our action on L. B. 272. (Signed) C. C. Lillibridge

Mr. Kotouc moved the previous question which prevailed with 32 ayes, 1 nay and 10 not voting.

Mr. Burney requested a Call of the House.

A Call of the House was ordered and showed 36 members present.

Mr. Duis moved that the Call be raised, which prevailed with 32 ayes, 1 nay and 10 not voting.

The Lillibridge motion was lost with 15 ayes, 22 nays and 6 not voting.

Visitors

Mr. Cramer introduced Superintendent Johnson, Mrs. Ruth Godeby, Principal, and twenty-two students from Elmwood High School, Elmwood, Nebraska.

MESSAGE FROM THE GOVERNOR

March 6, 1953

**TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:**

The attached bill is being introduced by Senator Wilson at my recommendation and request.

This bill transfers the state supervision of Civil Defense to the Adjutant General's Office. Thus one separate agency is eliminated. A very substantial savings is effected. Some corrective amendments are also included in the bill.

This bill has the approval of the present Director of Civil Defense and of the Adjutant General.

It had been hoped this consolidation could be accomplished by administrative order, but the Attorney General's Office advised that the attached legislation is necessary.

(Signed) Robert B. Crosby

Governor of Nebraska

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 566. By Charles Wilson of Madison, by request of the Governor.

A bill for an act relating to civil defense; to create in the office of the Adjutant General a civil defense agency; to transfer to the office of the Adjutant General the administration of the provisions of sections 81-829.05 to 81-829.30, Revised Statutes Supplement, 1951; to provide that the provisions of this act shall not become operative until July 1, 1953, and until that date the sections amended or repealed by this act shall remain in full force and effect; to abolish the provisions for a Nebraska Advisory Defense Committee, their powers and duties; to amend sections 81-829.15 and 81-829.28, Revised Statutes Supplement, 1951; to repeal the original sections, and also sections 81-825.01, 81-826.01, 81-828.01, and 81-829.03, Reissue Revised Statutes of Nebraska, 1943, and sections 81-827.01, 81-829.16, and 81-829.17, Revised Statutes Supplement, 1951; and to declare an emergency.

Explanation of Vote

Mr. President: If I had been here yesterday, I would have voted "aye" on L. B. 272. (Signed) W. J. Williams

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 57.

A bill for an act to amend section 23-129, Revised Statutes Supplement, 1951, relating to counties; to provide the number of voters required to approve a special annual tax for the purpose of improving rural mail routes and star mail routes by application of gravel or other suitable surfacing; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Carpenter	Klaver	Nelson
Beaver	Carson	Kotouc	Person
Bixler	Coffey	Lee	Peterson
Bridenbaugh	Cole	Lillibridge	Pizer
Britt	Cramer	McHenry	Syas
Brower	Diers	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Williams
Carmody	Hill	Moulton	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Dooley	Larkin	Shultz
Aufenkamp	Hubka	Liebers	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 101. With emergency.

A bill for an act relating to colleges and universities; to provide that the Board of Regents of the University of Nebraska shall convey to the State of Nebraska certain described real estate; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Anderson	Carpenter	Klaver	Moulton
Aufenkamp	Carson	Kotouc	Nelson
Beaver	Coffey	Larkin	Person
Bixler	Cole	Lee	Peterson
Bridenbaugh	Cramer	Lillibridge	Pizer
Britt	Diers	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 6:

Adams	Hubka	Shultz	Williams
Dooley	Liebers		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 102.

A bill for an act to amend sections 80-301, 80-306, and 80-307, Reissue Revised Statutes of Nebraska, 1943, relating to soldiers and sailors; to change the provisions on qualifications for admission to or residency in the Soldiers' and Sailors' Home, and for making reimbursements; to eliminate the provision that members of the Board of Inquiry and Review shall not be reimbursed for their expenses in attending meetings; to authorize and direct the Board of Control to adopt rules and regulations authorizing members of the Soldiers' and Sailors' Home to perform duties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Syas
Britt	Diers	McNutt	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carmody			

Voting in the negative, 1:

Klaver

Not voting, 5:

Aufenkamp	Hubka	Liebers	Shultz
Dooley			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: I voted against L. B. 102 because I feel that if a person serves in the Army, Navy or Marines for at least five years, he should have a right to get in the Home. (Signed) Sam Klaver

LEGISLATIVE BILL 158. With emergency.

A bill for an act to amend section 79-904, Revised Statutes Supplement, 1951, relating to schools; to remove restrictions upon the amount of the aggregate annual levy of Class IV districts for those fiscal years to and including the fiscal year ending June 30, 1955; to provide a maximum upon such levy, exclusive of the school bond interest fund and the school bond sinking fund, thereafter; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams	Carmody	Hill	Moulton
Anderson	Carpenter	Klaver	Nelson
Aufenkamp	Carson	Kotouc	Person
Beaver	Coffey	Larkin	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Syas
Britt	Diers	McNutt	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney			

Voting in the negative, 0.

Not voting, 6:

Dooley	Lee	Shultz	Wilson
Hubka	Liebers		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 14.

MOTION—Return L. B. 14 to General File

Mr. President: I move to return L. B. 14 to General File for the following specific amendment:

Strike Section 6 and strike the word "non-elective" in line 1, Section 7; renumber the sections and amend the title to conform.
(Signed) Arthur Carmody

Mr. Carpenter moved the previous question, which prevailed with 25 ayes, 0 nays and 18 not voting.

The Carmody motion prevailed with 33 ayes, 0 nays and 10 not voting.

Member Excused

Mr. Kotouc was excused until Monday morning, March 9, 1953.

LEGISLATIVE BILL 277. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 344. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 14. The specific amendment offered by Mr. Carmody, found in this day's Journal, was adopted.

Mr. Williams moved to advance to E and R for review.

Mr. Anderson requested a record vote.

Voting in the affirmative, 22:

Anderson	Carpenter	Klaver	Syas
Aufenkamp	Carson	McNutt	Tvrdik
Bixler	Coffey	Martin	Vogel
Brower	Cramer	Marvel	Williams
Brown	Duis	Person	Wilson
Carmody	Hill		

Voting in the negative, 9:

Adams	Cole	Lee	Nelson
Beaver	Fenske	Lillibridge	Peterson
Burney			

Not voting, 12:

Bridenbaugh	Dooley	Larkin	Moulton
Britt	Hubka	Liebers	Pizer
Diers	Kotouc	McHenry	Shultz

The motion prevailed and the bill was advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Public Works**

L. B. 114	Thursday, March 12, 1953	2:00 p.m.
L. B. 276	Thursday, March 12, 1953	2:00 p.m.
L. B. 262	Thursday, March 12, 1953	2:00 p.m.
L. B. 414	Thursday, March 12, 1953	2:00 p.m.
L. B. 481	Friday, March 13, 1953	2:00 p.m.
L. B. 314	Friday, March 13, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 52. Correctly engrossed.
LEGISLATIVE BILL 63. Correctly engrossed.
LEGISLATIVE BILL 238. Correctly engrossed.
LEGISLATIVE BILL 163. Replaced on Select File as amended.

E and R amendment to L. B. 163:

1. Strike enrollment and review amendment 3 and in lieu thereof in section 3, line 2, page 4, strike "also".

LEGISLATIVE BILL 174. Placed on Select File as amended.

E and R amendments to L. B. 174:

1. In the bill, section 1, page 2, after the second comma in lines 3 and 8 insert "as amended by section 1, Legislative Bill 5, Sixty-fifth Session, Nebraska State Legislature, 1953,".

2. In the new matter insert by standing committee amendment 1 strike the word "and" and in lieu thereof insert "or".

LEGISLATIVE BILL 438. Placed on Select File as amended.

E and R amendment to L. B. 438:

1. In the bill, section 1, page 2, line 11 before the word "salary" insert "the".

LEGISLATIVE BILL 236. Placed on Select File as amended.

E and R amendment to L. B. 236:

1. In the bill, section 2, page 2, line 5 reinsert the word "to".

LEGISLATIVE BILL 245. Placed on Select File as amended.

E and R amendment to L. B. 245:

1. In the bill, section 1, page 2, line 6 insert a comma after the word "designated".

LEGISLATIVE BILL 445. Placed on Select File.

LEGISLATIVE BILL 94. Replaced on Select File as amended.

E and R amendment to L. B. 94:

1. Section 1, line 20 strike the word "and" inserted by enrollment and review amendment in said line; and in enrollment and review amendment 1 to line 25, in the last part of the newly inserted matter in said line, insert a comma after the word "section".

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance**LEGISLATIVE BILL 396.** Placed on General File as amended.

Standing Committee amendments to L. B. 396:

In section 1, line 2, before the word "judgment" insert the word "final".

Amend the title to conform.

LEGISLATIVE BILL 388. Placed on General File as amended.

Standing Committee amendments to L. B. 388:

Strike everything after the enacting clause, and substitute in lieu thereof the following:

Section 1. In addition to and independent of other methods of financing authorized by law, any domestic mutual insurance company or assessment association may, by appropriate provisions in its articles of incorporation, provide for the issuance of guaranty capital certificates in such amounts as may be authorized in writing by the Director of Insurance, which may be the basis for borrowing money, without discount or the payment of commission, either for the purposes set forth in section 44-220, Re-issue Revised Statutes of Nebraska, 1943, or to retire surplus notes outstanding.

Section 2. Such company or association may provide in its articles of incorporation for the election of one or more directors to the board of directors of such company or association by the guaranty capital certificate holders: *Provided*, that not more than one director may be so elected for each fifty thousand dollars of guaranty capital certificates outstanding and in any event the number of directors, so elected by the guaranty capital certificate holders, shall be less than one-half the total number of the directors of the company or association.

Section 3. Guaranty capital certificates may bear interest on their face values at a rate provided therein, not to exceed 9% per annum, and they shall further provide that the obligation of such company or association to pay such interest in any year shall extend only to the amount of the net increase in earned surplus, if any, shown by the annual statement of such company or association for the preceding calendar year as filed with and

accepted by the Director of Insurance, and no other obligation for the payment of such interest shall accrue or be thereafter paid.

Section 4. The guaranty capital certificates outstanding and interest to become payable thereon shall not form a part of the legal liabilities of such company or association, but all statements published by such company or association or filed with the Director of Insurance shall show the total amount of such guaranty capital certificates outstanding.

Section 5. Guaranty capital certificates outstanding or any part of them may be retired only when the amount of surplus over all legal liabilities is double that of all guaranty capital certificates outstanding. Such certificates or a part of them may be retired either (1) by action of the board of directors and approval of the Director of Insurance, or (2) upon order of the Director of Insurance, when he is satisfied that such retirement is in the best interests of the policyholders or members. If less than all outstanding certificates are to be retired, the plan and order of retirement shall be approved by the Director of Insurance.

Section 6. In the event of liquidation or dissolution, the guaranty capital certificate holders shall be entitled to receive the face value of their respective certificates together with the unpaid interest thereon due for the current annual period only after payment of all other valid obligations of such company or association but before any distribution of the assets among policyholders or members.

Amend the title by striking the semi-colon after "companies" in line 4, and everything thereafter, and inserting in lieu thereof the following: "and assessment associations; to authorize issuance of guaranty capital certificates; to prescribe the procedure therefor; and to prescribe the legal effects of such certificates and rights of the holders thereof."

LEGISLATIVE BILL 399. Placed on General File.

(Signed) Otto Kotouc, Sr., Chairman

Public Works

LEGISLATIVE BILL 536. Indefinitely postponed.

LEGISLATIVE BILL 491. Indefinitely postponed.

LEGISLATIVE BILL 548. Placed on General File.

(Signed) Hugh Carson, Chairman

Revenue

LEGISLATIVE BILL 562. Indefinitely postponed.

LEGISLATIVE BILL 347. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Adjournment

At 12:01 p.m., on a motion by Mr. Larkin, the Legislature adjourned until 10 a.m., Monday, March 9, 1953.

Hugo F. Srb

Clerk of the Legislature

FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, March 9, 1953

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Forty-fourth Day was approved as corrected.

Approved by the Governor

March 7, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 6, 1953, he approved L. B. 272, L. B. 100, L. B. 198, L. B. 45, L. B. 81, L. B. 119, L. B. 171, L. B. 184, L. B. 159, L. B. 372 and L. B. 83.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Messages from the Governor

March 7, 1953

To the President, the Speaker, and
Members of the Legislature:

This is to advise you that subject to the approval and consideration of Your Honorable Body, I have appointed James L. Weasmer as Commissioner of Labor, effective July 1, 1953.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

Communications

Letter to Lieutenant Governor Charles J. Warner from Ervin W. Luedtke, Director, Nebraska Real Estate Commission, transmitting a resolution adopted by the Commission on March 7, 1953, requesting a thorough investigation by the Legislature of the activities and expenditures of the Commission.

MOTION—Suspend Rules, Appoint Committee

Mr. President: I move that the rules be suspended and that a committee of five be appointed to make an investigation of the activities and expenditures of the Nebraska Real Estate Commission. (Signed) K. W. Peterson

The motion prevailed with 30 ayes, 5 nays and 8 not voting, and the President appointed a committee of five as follows: Peterson, Chairman; Burney, Carson, McNutt and Duis.

Communications

Letter from Alice Johnson of Omaha, Nebraska, concerning L. B. 206. Referred to Committee on Government.

MOTION—Place L. B. 459 on General File

Mr. President: I move that L. B. 459 be placed on General File. (Signed) Lester H. Anderson

Mr. Anderson requested a record vote.

Voting in the affirmative, 7:

Anderson	Britt	Syas	Williams
Aufenkamp	Carson	Tvrdik	

Voting in the negative, 27:

Beaver	Carpenter	Hill	McNutt
Bixler	Coffey	Hubka	Martin
Bridenbaugh	Cole	Klaver	Marvel
Brower	Cramer	Kotouc	Moulton
Brown	Diers	Liebers	Peterson
Burney	Duis	Lillibridge	Pizer
Carmody	Fenske	McHenry	

Not voting, 9:

Adams	Lee	Person	Vogel
Dooley	Nelson	Shultz	Wilson
Larkin			

The motion was lost.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

(Reset from March 5, 1953)

L. B. 465 Thursday, March 26, 1953 2:00 p.m.

Bills Referred to Standing Committee

L. B. Committee

566.....Government

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 6, 1953, at
4:00 p.m.:

L. B. 372	L. B. 119	L. B. 45
L. B. 159	L. B. 81	L. B. 198
L. B. 184	L. B. 272	L. B. 100
L. B. 171		

LEGISLATIVE BILL 344. Correctly engrossed.
LEGISLATIVE BILL 104. Correctly engrossed.
LEGISLATIVE BILL 121. Correctly engrossed.
LEGISLATIVE BILL 162. Correctly engrossed.
LEGISLATIVE BILL 173. Correctly engrossed.
LEGISLATIVE BILL 232. Correctly engrossed.
LEGISLATIVE BILL 290. Correctly engrossed.
LEGISLATIVE BILL 56. Correctly enrolled.
LEGISLATIVE BILL 120. Correctly enrolled.
LEGISLATIVE BILL 138. Correctly enrolled.
LEGISLATIVE BILL 57. Correctly enrolled.
LEGISLATIVE BILL 101. Correctly enrolled.
LEGISLATIVE BILL 102. Correctly enrolled.
LEGISLATIVE BILL 158. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 293. Placed on General File as amended.

Standing Committee amendment to L. B. 293:

1. Amend Page 2, Section 2, Line 3 by striking "ten" and inserting "nine" in lieu thereof.

LEGISLATIVE BILL 206. Placed on General File as amended.

Standing Committee amendments to L. B. 206:

1. Amend page 2 of the bill, section 1, by striking lines 13 to 15, and inserting in lieu thereof the following:

"meetings, or to prohibit the enactment of laws providing for the licensing and regulation of bingo games having a limit of fifty cents per game, conducted by religious, fraternal or county agricultural societies which have been in existence for a period of five years prior to the application for license when approved by the legal voters of the county in which bingo may be conducted."

2. Amend page 2 of the bill, section 2 by striking lines 8 to 10, and inserting "24, to permit religious, fraternal, or county

agricultural societies to operate bingo games when authorized by the voters as prescribed."

3. Amend the title of the bill, by striking lines 5 to 7, and inserting in lieu thereof the following:

"permit religious, fraternal, or county agricultural societies to operate bingo games as prescribed; to provide for the sub-".

(Signed) Charles Wilson, Chairman

Judiciary

LEGISLATIVE BILL 231. Indefinitely postponed.

LEGISLATIVE BILL 291. Placed on General File as amended.

Standing Committee amendments to L. B. 291:

1. Amend page 2, Section 1, line 1, by inserting after the word "or" the word "*personal*".

2. Amend page 2, Section 3, line 1, by inserting after the word "for" the word "*personal*".

3. Amend page 2, Section 4, line 6, by inserting after the word "other" the word "*personal*".

4. Amend the title to conform.

LEGISLATIVE BILL 298. Indefinitely postponed.

LEGISLATIVE BILL 263. Placed on General File as amended.

Standing Committee amendment to L. B. 263:

1. Amend page 2, Section 1, line 14, by reinserting the *period* after the word "door", and capitalizing the word "Where".

LEGISLATIVE BILL 299. Placed on General File.

LEGISLATIVE BILL 251. Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 56

L. B. 158

L. B. 57

L. B. 102

L. B. 138

L. B. 101

L. B. 120

Explanation of Vote

Mr. President: Had I been present Friday, March 6, 1953, I would have voted "aye" on L. B. 57, L. B. 101, L. B. 102 and L. B. 158. (Signed) L. M. Shultz

Announcement—Mail

Speaker Tvrdik announced that the members' mail should be in the Legislative Post Office by 4:15 p.m. each day in order to reach the mailing room by 4:30 p.m. The President appointed Messrs. Tvrdik and Lee to check into the matter of making it possible to mail letters after that hour.

Visitors

Mr. Moulton introduced Mr. Hogan, Mr. Budde and Mr. Tritz who are in Lincoln attending the Plumbers' Convention.

Mr. Brown introduced Mr. Carl H. Priesner, Ogallala, Nebraska, who is also attending the Plumbers' Convention.

Mr. Klaver introduced Mr. N. E. Backland, Mr. A. F. Carstens, Mr. Delmar Dodson and Mr. Joyce Anderson, also attending the Plumbers' Convention.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 123.

A bill for an act to amend section 32-902, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the city council shall be the canvassing board of city elections in cities located in counties having not more than sixty thousand inhabitants; to provide what shall constitute a quorum of such council for such purpose; to change the time that such board shall meet; to provide that such board shall certify the vote as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 345. With emergency.

A bill for an act to amend section 71-634, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to increase the fee the Department of Health shall collect for a certified copy of a corrected birth or death record; to provide for the disposition and use of fees received by such department for proceedings to correct such birth or death records and for certified copies thereof; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 43:

Adams	Bridenbaugh	Carmody	Cramer
Anderson	Britt	Carpenter	Diers
Aufenkamp	Brower	Carson	Dooley
Beaver	Brown	Coffey	Duis
Bixler	Burney	Cole	Fenske

Hill	Liebers	Moulton	Syas
Hubka	Lillibridge	Nelson	Tvrdik
Klaver	McHenry	Person	Vogel
Kotouc	McNutt	Peterson	Williams
Larkin	Martin	Pizer	Wilson
Lee	Marvel	Shultz	

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 149.

A bill for an act relating to schools; to provide that the Department of Insurance shall annually value or cause to be valued the reserve liabilities of the school retirement system as prescribed, and to provide that such department shall prescribe the record to be maintained for each member in connection therewith; to make certain changes in the duties of the Auditor of Public Accounts; to amend section 84-304, Revised Statutes Supplement, 1951; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 302. With emergency.

A bill for an act to amend sections 77-1301 and 77-1307, Reissue Revised Statutes of Nebraska, 1943, section 77-1315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 40, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 77-1303, Revised Statutes Supplement, 1951, relating to revenue and taxation; to provide that real property shall be assessed annually; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams	Carmody	Klaver	Marvel
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Duis	Lillibridge	Tvrdik
Britt	Fenske	McHenry	Vogel
Brower	Hill	McNutt	Williams
Brown	Hubka	Martin	Wilson
Burney			

Voting in the negative, 4:

Carpenter	Moulton	Peterson	Syas
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Not voting, 2:

Carson	Dooley
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 351.

A bill for an act to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to in-

crease the amount of fees the county surveyor may receive per day; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Appropriations and Claims

(Reset from February 9, 1953)

L. B. 343 Monday, March 16, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 302. Correctly enrolled.

LEGISLATIVE BILL 128. Placed on Select File as amended.

E and R amendment to L. B. 128:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in lines 10 and 11 strike "; *Provided*, that no such bonds" and in lieu thereof insert "; *Provided*, that no . (2) No such

bonds, referred to in subsection (1) of this section,"; in lines 14 and 15 strike "shall be" and in lieu thereof insert "election shall have been be"; in line 15 strike the word "for" and show as stricken matter; in line 28 after the period insert "(3)"; also in line 28 after the word "bonds" insert ", referred to in subsections (1) and (2) of this section,".

LEGISLATIVE BILL 223. Placed on Select File as amended.

E and R amendments to L. B. 223:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; and at the beginning of line 23 insert "(2)".

2. In the bill, section 2, page 3, line 4 after "to" insert "(1)"; in line 5 after "boards" insert a comma; in lines 6 and 7 strike "and to" and in lieu thereof insert "and to (2)"; in lines 9 and 10 strike ". It shall also have the power to" and in lieu thereof insert ", (3) . It shall also have the power to"; in line 13 after the word "as" insert "are"; in line 14 strike ", and to" and in lieu thereof insert ", and to"; in lines 15 and 16 strike ". It shall have the authority to" and in lieu thereof insert ", (4) . It shall have the authority to"; in line 19 strike "and to" and in lieu thereof insert "and to (5)"; in line 22 strike ". It shall have authority to" and in lieu thereof insert ", (6) . It shall have authority to"; in lines 23 and 24 strike "; to" and in lieu thereof insert ", (7) ; to"; in line 27 strike "; to" and in lieu thereof insert ", (8) ; to"; also in line 27 strike "to" at the end of the line and show as stricken matter; in line 29 and 30 strike "; to" and in lieu thereof insert ", (9) ; to"; and in lines 33 and 34 strike "; and to" and in lieu thereof insert "; , and to (10)".

3. In the bill title, line 6 after the word "to" insert "provide certain powers of such board; to".

LEGISLATIVE BILL 137. Placed on Select File as amended.

E and R amendments to L. B. 137:

1. In the bill, section 1, page 2, line 5, strike "proceeding" and in lieu thereof insert "proceeding proceedings"; in line 11 strike "or of a minor or an" and in lieu thereof insert "or of a minor, or an"; in line 12 strike the comma and show as stricken matter; and in line 18 insert a comma after "hearing".

2. In the bill, section 2, page 2, line 3 after the period insert "(1)"; in line 5 strike "it" and in lieu thereof insert "it such

court or judge"; in line 6 strike "shall" and show as stricken matter; in line 8 after the period insert "(2)"; also in line 8 after "hearing" insert "provided for in subsection (1) of this section,"; in lines 13 and 14 strike "If no objections are filed, or if upon" and in lieu thereof insert "(3) If no objections are filed, as provided for in subsection (2) of this section, or if upon such"; in line 16 strike ", and" and show as stricken matter; in line 21 strike "; and it" and in lieu thereof insert "; and it . The lease"; strike the word "or" before "beyond" in lines 24 and 25 and show as stricken matter; and in line 26 strike "or" and in lieu thereof insert ", or beyond".

3. In the bill title line 6 of original bill (5 of printed bill) strike "and gas" and in lieu thereof insert ", gas, or other prescribed".

LEGISLATIVE BILL 131. Placed on Select File as amended.

E and R amendments to L. B. 131:

1. In the bill, section 1, page 2, line following number 3 insert a comma after "firm".

2. In the bill title, line 4, before the word "penalty" insert "maximum".

LEGISLATIVE BILL 197. Placed on Select File as amended.

E and R amendments to L. B. 197:

1. In the bill, section 1, page 2, line 6 strike "; Provided, before" and in lieu thereof insert "; Provided, before . Before"; in line 7 strike "office," and in lieu thereof insert "office offices, each of"; in line 8 insert "a" after the word "give"; and in line 10 strike the first word "of" and insert "of".

2. In the bill title, after the last semicolon strike the word "and"; and in the last line before the period insert "; and to declare an emergency"; in line 4 strike "increase" and in lieu thereof insert "permit the increase of".

LEGISLATIVE BILL 74. Placed on Select File as amended.

E and R amendments to L. B. 74:

1. In standing committee amendment 2 first line of new matter strike "Provided, the" and in lieu thereof insert "The".

In said amendment 2, line 2 of original newly inserted matter insert a comma after "*waive*" and also insert a comma in new section 5, last line of original amendment, after the word "approval".

2. In the bill title line 7 strike the word "the" before the word "certain".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 302

Unanimous Consent—Return L. B. 139 to Select File

Mr. McNutt asked unanimous consent that L. B. 139 be returned to Select File for the following specific amendment:

1. In the bill, section 1, page 2, line 10, before the word "to" insert "*by the pleadings*", and amend the title to conform.

Consent was granted and it was so ordered.

Mr. McNutt asked unanimous consent that his specific amendment, found in this day's Journal, be adopted.

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

SELECT FILE

LEGISLATIVE BILL 127. E and R amendment found in the Legislative Journal for the Forty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 228. Advanced to E and R for engrossment.

LEGISLATIVE BILL 287. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 296. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 365. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 222. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 199. Advanced to E and R for engrossment.
LEGISLATIVE BILL 227. E and R amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 163. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 174. E and R amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 94. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Syas introduced Miss Evalena Belsley from Omaha, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Government

(Reset from March 11, 1953)

L. B. 456 Friday, April 24, 1953

2:00 p.m.

Unanimous Consent—Executive Session

Mr. Carson asked unanimous consent to hold an executive session of the Public Works Committee on Monday, March 9, 1953. Consent was granted.

Mr. Carmody Presiding

GENERAL FILE

LEGISLATIVE BILL 310. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-first Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 179. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-third Day were adopted.

MOTION—Amendment to L. B. 179

Mr. President: I move that L. B. 179 be amended as follows: Section 1, lines 4 and 5, by striking the words "nor more than thirty". (Signed) Robert D. McNutt

The motion prevailed and the amendment was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 278. Laid over.

LEGISLATIVE BILL 280. Bracketed until Thursday, March 12, 1953.

LEGISLATIVE BILL 255. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Aufenkamp introduced Mr. Arnold Renne from Nebraska City, Nebraska.

MOTION—Printing Index

Mr. President: I move that the Capitol Printing Company of Lincoln be awarded the printing of the "Index to Legislative Bills", as the low bidder. (Signed) Arthur Carmody

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 9, 1953, at 11:35 a.m.:

L. B. 302

LEGISLATIVE BILL 136. Placed on Select File as amended.

E and R amendments to L. B. 136:

1. In standing committee amendments 1 and 2 before the inserted word "*written*" insert "*the*".

2. In the bill, section 1, page 2, line 9 insert a comma at the end of line, (it is there in printed bill); in line 11 insert a comma before the word "and"; in line 14 after the word "hear" insert "*an*", also at the end of line 15 insert "*an*"; in line 16 after "for" insert "*the*"; also in line 16 strike "or" and in lieu thereof insert "or,"; in lines 18 and 19 strike "and demurrers" and in lieu thereof insert "and , demurrers,"; in line 21 strike ", and applications" and in lieu thereof insert ", and applications or"; in line 22 strike "to" and show as stricken matter; and in line 37 strike "*proceeding*" and in lieu thereof insert "*proceedings*".

3. In the bill title, line 5 of original bill (4 of printed bill) after the semicolon insert "to permit certain matters to be heard, determined, or otherwise passed upon, as prescribed, by a district

judge at chambers upon the written stipulation of the parties to an action;"; in line 6 of original bill (5 of printed bill) strike the word "in" and in lieu thereof insert "at"; and before the last semicolon insert "as prescribed".

(Signed) Joseph D. Martin, Chairman

Member Excused

Mr. Larkin was excused for Tuesday, March 10, 1953.

Adjournment

At 11:59 a.m., on a motion by Mr. Brown, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, March 10, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Larkin, who was excused.

The Journal for the Forty-fifth Day was approved.

Communications

Letter from Mr. G. Harold Watkins, Secretary of the Senate of Pennsylvania, enclosing a copy of a Resolution adopted by the Senate of Pennsylvania relative to the tax on gasoline. Referred to the Reference Committee.

Letter from the War Claims Commission, Washington, D. C., enclosing a report relative to filing claims under the War Claims Act of 1948. Referred to the Committee on Government.

Letter from Mrs. Charles Sage, Omaha, Nebraska, relative to L. B. 49. Referred to the Committee on Agriculture.

Letter from the Old Settlers Club, Omaha, Nebraska, favoring L. B. 206. Referred to the Committee on Government.

Resolution adopted by the Newman Grove Commercial Club, Newman Grove, Nebraska, relative to highways. Referred to the Committee on Public Works.

Visitors

Mr. Nelson introduced Mr. L. G. Gillespie, a former member of the Nebraska two-house Legislature from O'Neill, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 84	Tuesday, March 17, 1953	2:00 p.m.
L. B. 352	Tuesday, March 17, 1953	2:00 p.m.
L. B. 110	Thursday, March 19, 1953	2:00 p.m.
L. B. 281	Thursday, March 19, 1953	2:00 p.m.
L. B. 282	Thursday, March 19, 1953	2:00 p.m.
L. B. 450	Thursday, March 19, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 10, 1953, at 9:00 a.m.:

L. B. 56	L. B. 102	L. B. 138
L. B. 57	L. B. 120	L. B. 158
L. B. 101		

LEGISLATIVE BILL 73. Correctly engrossed.
LEGISLATIVE BILL 122. Correctly engrossed.
LEGISLATIVE BILL 175. Correctly engrossed.
LEGISLATIVE BILL 271. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 124.

A bill for an act to amend sections 21-1,159, 21-1,160, 21-1,161, and 21-1,163, Revised Statutes Supplement, 1951, relating to corporations; to correct limiting internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Adams Larkin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 69.

A bill for an act to amend section 71-1320, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to eliminate certain requirements where a person died of any communicable, contagious, or infectious disease; to provide that the Department of Health shall prescribe and promulgate rules and regulations for conducting public funerals of persons who died of any communicable, contagious, or infectious disease; to provide for the promulgation of rules and regulations by the Department of Health for the care and burial of the body of a person who died of any communicable, contagious, or infectious disease and such body shall not be embalmed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Bixler	Brower	Carmody
Aufenkamp	Bridenbaugh	Brown	Carpenter
Beaver	Britt	Burney	Carson

Coffey	Hubka	McNutt	Pizer
Cole	Klaver	Martin	Shultz
Cramer	Kotouc	Marvel	Syas
Diers	Lee	Moulton	Tvrdik
Dooley	Liebers	Nelson	Vogel
Duis	Lillibridge	Person	Williams
Fenske	McHenry	Peterson	Wilson
Hill			

Voting in the negative, 0.

Not voting, 2:

Adams Larkin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 93.

A bill for an act to amend section 16-622, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to reduce the interest on special assessments; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Klaver	Nelson
Aufenkamp	Carson	Kotouc	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson

Voting in the negative, 1:

Coffey

Not voting, 2:

Adams Larkin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 168.

A bill for an act to amend section 35-509, Reissue Revised Statutes of Nebraska, 1943, relating to rural fire protection districts; to provide that the county treasurer shall pay all money to the credit of a rural fire protection district, or collected for the district, to the secretary-treasurer of the district upon order of the treasurer countersigned by the president; to provide that the secretary-treasurer shall furnish a bond, the conditions thereof, and certain procedure in connection therewith; to provide for payment of the premium on the bond; to provide the effect of a failure to give bond; to prescribe certain duties for certain officers; to provide for filling a vacancy in the office of secretary-treasurer due to a failure to furnish such bond; to provide for disbursement of funds in the hands of the secretary-treasurer; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Hubka	Moulton
Aufenkamp	Carson	Klaver	Nelson
Beaver	Coffey	Kotouc	Person
Bixler	Cole	Lee	Peterson
Bridenbaugh	Cramer	Liebers	Pizer
Britt	Diers	Lillibridge	Shultz
Brower	Dooley	McHenry	Syas
Brown	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams

Voting in the negative, 0.

Not voting, 3:

Adams	Larkin	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 240.

A bill for an act to amend section 44-230, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that insurance companies or associations organized under sections 44-202 to 44-209, Reissue Revised Statutes of Nebraska, 1943, may also reinsure the individual risks of persons of other companies of the same kind and class; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Klaver	Nelson
Aufenkamp	Carson	Kotouc	Person
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Britt	Diers	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams	Dooley	Larkin
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 438. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 236. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 245. E and R amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 445. Advanced to E and R for engrossment.

LEGISLATIVE BILL 128. E and R amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 223. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 137. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 197. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 74. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 136. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Burney introduced Mrs. Arthur Kuhl, of Randolph, Nebraska, Chairman, Miss Frieda Andreesen, and twenty-eight members of Cedar County Extension Club.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 492	Wednesday, March 18, 1953	2:00 p.m.
L. B. 501	Wednesday, March 18, 1953	2:00 p.m.
L. B. 485	Monday, March 23, 1953	2:00 p.m.
L. B. 495	Monday, March 23, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 332. Indefinitely postponed.
LEGISLATIVE BILL 432. Indefinitely postponed.
LEGISLATIVE BILL 461. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 157. Placed on General File as amended.

Standing Committee amendments to L. B. 157:

1. Strike Section 1, page 2, lines 1 through 10.
2. Renumber Section 2 as Section 1.
3. Amend the title to conform.

LEGISLATIVE BILL 508. Indefinitely postponed.

LEGISLATIVE BILL 524. Placed on General File as amended:

Standing Committee amendments to L. B. 524:

1. Amend Section 1, page 2, line 22 by inserting in lieu of the stricken matter the following: *"The first assistant fire marshal*

shall receive an annual salary of thirty-six hundred dollars which shall be annually increased ten per cent of such basic salary for not to exceed a maximum of three increases. The deputy fire marshals shall receive an annual salary of three thousand dollars which shall be annually increased ten per cent of such basic salary for not to exceed a maximum of three increases."

2. Amend Section 1, page 2, lines 29 and 30 by striking the following: "The Governor shall fix the salaries of the assistant fire marshal and the deputy fire marshals."

3. Amend the title to conform.

LEGISLATIVE BILL 555. Placed on General File.

(Signed) Ralph W. Hill, Chairman

Judiciary

LEGISLATIVE BILL 249. Placed on General File.

LEGISLATIVE BILL 309. Indefinitely postponed.

LEGISLATIVE BILL 422. Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

GENERAL FILE

LEGISLATIVE BILL 278. Bracketed.

LEGISLATIVE BILL 476. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 267. Read and considered.

Mr. Carpenter offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 5, by inserting after the word "Cities" the words and punctuation "*, and Villages*"; section 2, line 11, by inserting after the word and punctuation "state;" the following: "*“village” shall mean any village in this state incorporated under the laws of this state;*"; line 14, by in-

serting after the word and punctuation "created;" the following: " *"the village" shall mean the particular village for which a particular housing authority is created;*"; line 15, by inserting after the word and punctuation "council," the following: "*in the case of a village, the board of trustees;*"; line 19, by inserting after the word "city" the following: "; *chairman of the board of trustees shall mean the executive head of a village*"; line 20, by inserting after the word "city" the following: ", *village,*", and by striking the words "the clerk of the" and showing the same as stricken matter; and lines 23, 24, and 28, by inserting after the word "city" the words "*or village*".

2. Amend page 3 of the bill, section 2, line 31, by inserting after the word "city" the words "*or village*"; and line 34, by inserting a comma after the word "Works" and showing the same as new matter.

3. Amend page 4 of the bill, section 2, line 67, by inserting a comma after the word "mortgage";

4. Amend page 4 of the bill, immediately after section 2, by adding a new section, to be called section 3, to read as follows:

"Sec. 3. That section 19-1004, Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-1004. In each city *or village*, as herein defined, and in each county of the state there is hereby created a public body corporate and politic to be known as the "housing authority" of the city, *village*, or county; *Provided, however*, that such authority shall not transact any business or exercise its powers hereunder until or unless the governing body of the city, *village*, or the county, as the case may be, by proper resolution shall declare at any time hereafter that there is need for an authority to function in such city, *village*, or county. The determination as to whether there is such need for an authority to function (a) may be made by the governing body on its own motion or (b) shall be made by the governing body upon the filing of a petition signed by twenty-five residents of the city, *village*, or county, as the case may be, asserting that there is need for an authority to function in such city, *village*, or county and requesting that the governing body so declare. The governing body shall adopt a resolution declaring that there is need for a housing authority in the city, *village*, or county, as the case may be, if it shall find (a) that insanitary or unsafe inhabited dwelling accommodations exist in such city, *village*, or county or (b) that there is a shortage of

safe or sanitary dwelling accommodations in such city , *village*, or county available to persons of low income at rentals they can afford. In determining whether dwelling accommodations are unsafe or insanitary said governing body may take into consideration the degree of overcrowding, the percentage of land coverage, the light, air, space, and access available to the inhabitants of such dwelling accommodations, the size and arrangement of the rooms, the sanitary facilities, and the extent to which conditions exist in such buildings which endanger life or property by fire or other causes. In any suit, action or proceeding involving the validity or enforcement of or relating to any contract of the authority, the authority shall be conclusively deemed to have become established and authorized to transact business and exercise its powers hereunder upon proof of the adoption of a resolution by the governing body declaring the need for the authority. Such resolution or resolutions shall be deemed sufficient if it declares that there is such need for an authority and finds in substantially the foregoing terms, no further detail being necessary, that either or both of the above-enumerated conditions exist in the city , *village*, or county, as the case may be. A copy of such resolution duly certified by the clerk shall be admissible in evidence in any suit, action or proceeding."

5. Amend page 4 of the bill, by renumbering the old section 3, as section 4.

6. Amend page 4 of the bill, renumbered section 4, line 3, by inserting after the word "city" the words "*or village*"; line 6, by inserting after the word "mayor" the words "*or chairman of the board of trustees*"; line 7, by inserting after the words "the city" the words "*or village*"; line 8, by inserting after the word "class" the words "*or village*"; line 12, by inserting after the word "city" the words "*or village*"; and line 13, by inserting after the word "city" the words and punctuation "*, or chairman and board of trustees of such village,*".

7. Amend page 5 of the bill, renumbered section 4, line 42, by inserting after the word and punctuation "mayor," the words and punctuation "*chairman of the board of trustees,*".

8. Amend page 6 of the bill, renumbered section 4, line 55, by inserting after the word "city" the word and punctuation "*, village,*", and by striking the word "the" before the word "county", and showing the same as stricken matter.

9. Amend page 6 of the bill, by inserting five new sections immediately following renumbered section 4, and to be called sections 5, 6, 7, 8, and 9, and to read as follows:

"Sec. 5. That section 19-1007, Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-1007. For inefficiency or neglect of duty or misconduct in office, a commissioner of an authority may be removed by the mayor, *chairman of the board of trustees*, or, in the case of an authority for a county, by the governing body of said county, but a commissioner shall be removed only after he shall have been given a copy of the charges at least ten days prior to the hearing thereon and has had an opportunity to be heard in person or by counsel. In the event of the removal of any commissioner, a record of the proceedings, together with the charges and findings thereon, shall be filed in the office of the clerk.

Sec. 6. That section 19-1008, Revised Statutes Supplement, 1951, be amended to read as follows:

19-1008. An authority shall constitute a public body corporate and politic, exercising public and essential governmental functions, and having all the powers necessary or convenient to carry out and effectuate the purposes and provisions of sections 19-1001 to 19-1022, including the following powers in addition to others herein granted: (1) To sue and be sued; to have a seal and to alter the same at pleasure; to have perpetual succession; to make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the authority; and to make and from time to time amend and repeal by-laws, rules, and regulations, not inconsistent with this act, to carry into effect the powers and purposes of the authority;

(2) Within its area of operation: to prepare, carry out, acquire, lease, and operate housing projects; to provide for the construction, reconstruction, improvement, alteration, or repair of any housing project or any part thereof;

(3) To arrange or contract for the furnishing by any person or agency, public or private, of services, privileges, works, or facilities for, or in connection with, a housing project or the occupants thereof; and, notwithstanding anything to the contrary contained in this act or in any other provision of law, to include in any contract let in connection with a project, stipulations requiring that the contractor and any subcontractors comply with

requirements as to minimum wages and maximum hours of labor, and comply with any conditions which the federal government may have attached to its financial aid of the project;

(4) To lease or rent any dwellings, houses, accommodations, lands, buildings, structures, or facilities embraced in any housing project and, subject to the limitations contained in sections 19-1005 and 19-1008, to establish and revise the rents or charges therefor; to own, hold, and improve real or personal property; to purchase, lease, obtain options upon, acquire by gift, grant, bequest, devise, or otherwise any real or personal property or any interest therein; to acquire by the exercise of the power of eminent domain any real property; to sell, lease, exchange, transfer, assign, pledge, or dispose of any real or personal property or any interest therein; to insure or provide for the insurance of any real or personal property or operations of the authority against any risks or hazards; to procure or agree to the procurement of insurance or guarantees from the federal government of the payment of any bonds or parts thereof issued by an authority, including the power to pay premiums on any such insurance;

(5) To invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement, in property or securities in which savings banks may legally invest funds subject to their control; to purchase its bonds at a price not more than the principal amount thereof and accrued interest; all bonds so purchased to be canceled;

(6) Within its area of operation: to investigate into living, dwelling and housing conditions and into the means and methods of improving such conditions; to determine where slum areas exist or where there is a shortage of decent, safe, and sanitary dwelling accommodations for persons of low income; to make studies and recommendations relating to the problems of clearing, replanning, and reconstructing of slum areas, and the problem of providing dwelling accommodations for persons of low income, and to cooperate with the city, *the village*, the county, the state, or any political or governmental subdivision thereof in action taken in connection with such problems; and to engage in research, studies, and experimentation on the subject of housing;

(7) Acting through one or more commissioners or other person or persons designated by the authority: to conduct examinations and investigations and to hear testimony and take proof under oath at public or private hearings on any matter material

for its information; to administer oaths, issue subpoenas requiring the attendance of witnesses or the production of books and papers and to issue commissions for the examination of witnesses who are outside the state or unable to attend before the authority, or excused from attendance; to make available to appropriate agencies, including those charged with the duty of abating or requiring the correction of nuisances or like conditions or of demolishing unsafe or insanitary structures within its area of operation, its findings and recommendations with regard to any building or property where conditions exist which are dangerous to the public health, morals, safety, or welfare;

(8) Accept the provisions of and carry out the duties imposed under Title II of the Housing Act of 1950, being Public Law 475 enacted by the Eighty-first Congress of the United States; and

(9) To exercise all or any part or combination of powers herein granted.

No provisions of law with respect to the acquisition, operation, or disposition of property by other public bodies shall be applicable to an authority unless the Legislature shall specifically so state.

Sec. 7. That section 19-1009, Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-1009. It is hereby declared to be the policy of this state that each housing authority shall manage and operate its housing projects in an efficient manner so as to enable it to fix the rentals for dwelling accommodations at the lowest possible rates consistent with its providing decent, safe, and sanitary dwelling accommodations, and that no housing authority shall construct or operate any such project for profit, or as a source of revenue to the city, *village*, or the county. To this end an authority shall fix the rentals for dwellings in its projects at no higher rates than it shall find to be necessary in order to produce revenues which, together with all other available moneys *money*, revenues, income, and receipts of the authority from whatever sources derived, will be sufficient (a) to pay, as the same become due, the principal and interest on the bonds of the authority, (b) to meet the cost of, and to provide for, maintaining and operating the projects, including the cost of any insurance, and the administrative expenses of the authority, and (c) to create, during not less than the six years immediately succeeding its

issuance of any bonds, a reserve sufficient to meet the largest principal and interest payments which will be due on such bonds in any one year thereafter, and to maintain such reserve.

Sec. 8. That section 19-1014, Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-1014. An authority shall have power to issue bonds, from time to time in its discretion, for any of its corporate purposes. An authority shall also have power to issue refunding bonds for the purpose of paying or retiring bonds previously issued by it. An authority may issue such types of bonds as it may determine, including bonds on which the principal and interest are payable (a) exclusively from the income and revenues of the housing project financed with the proceeds of such bonds, or with such proceeds together with a grant from the federal government in aid of such project. (b) exclusively from the income and revenues of certain designated housing projects whether or not they were financed in whole or in part with the proceeds of such bonds, or (c) from its revenues generally. Any of such bonds may be additionally secured by a pledge of any revenues or a mortgage of any housing project, projects or other property of the authority. Neither the commissioner of an authority nor any person executing the bonds shall be liable personally on the bonds by reason of the issuance thereof. The bonds and other obligations of an authority, and such bonds and obligations shall so state on their face, shall not be a debt of the city, *the village*, the county, the state or any political subdivision thereof, and neither the city, *the village*, or the county nor the state or any political subdivision thereof shall be liable thereon, nor in any event shall such bonds or obligations be payable out of any funds or properties other than those of said authority. The bonds shall not constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction.

Sec. 9. That section 19-1015, Revised Statutes Supplement, 1951, be amended to read as follows:

19-1015. Bonds of an authority (1) shall be authorized by its resolution, (2) may be issued in one or more series, (3) shall bear such date or dates, (4) shall mature at such time or times, (5) shall bear interest at such rate or rates, not exceeding six per cent per annum, (6) shall be in such denomination or denominations, (7) shall be in such form, either coupon or registered, (8) shall carry such conversion or registration privileges, (9) shall have such rank or priority, (10) shall be executed in such

manner, and (11) shall be payable in such medium of payment and at such place or places, as such resolution, its trust indenture or mortgage may provide. The bonds shall be sold at not less than par at public sale held after notice has been published once at least five days prior to such sale in a legal newspaper having a general circulation in the city, *the village*, or the county and in a financial newspaper published in the City of New York, New York, or in the City of Chicago, Illinois; *Provided, however*, that such bonds may be sold at not less than par to the federal government at private sale without any public advertisement. In case any of the commissioners or officers of the authority whose signatures appear on any bonds or coupons shall cease to be such commissioners or officers before the delivery of such bonds such signatures shall nevertheless be valid and sufficient for all purposes the same as if they had remained in office until such delivery. Any provision of any law to the contrary notwithstanding, any bonds issued pursuant to this section and section 19-1014 shall be fully negotiable. In any suit, action or proceedings involving the validity or enforceability of any bond of an authority or the security therefor, any such bond reciting in substance that it has been issued by the authority to aid in financing a housing project to provide dwelling accommodations for persons of low income shall be conclusively deemed to have been issued for a housing project of such character, and said project shall be conclusively deemed to have been planned, located and constructed in accordance with the purposes and provisions of sections 19-1001 to 19-1022."

10. Renumber sections 4 and 5, as sections 10 and 11, respectively.

11. Amend page 6 of the bill, renumbered section 10, line 1, by striking the word "and" and inserting a comma in lieu thereof; line 2, by inserting after the figures and punctuation "19-1003," the following: "19-1004, 19-1007, 19-1009, and 19-1014,"; line 2, by striking the word "section" and inserting in lieu thereof the word "sections"; line 3, by inserting after the figures and punctuation "19-1005," the following: "19-1008, and 19-1015,".

12. Amend the title of the bill, line 2, by striking the word "and" and inserting a comma in lieu thereof; line 2, by inserting after the figures and punctuation "19-1003," the following: "19-1004, 19-1007, 19-1009, and 19-1014,"; line 3, by striking the word "section" and inserting in lieu thereof the word "sections"; line 3, by inserting after the figures and punctuation "19-1005," the following:

"19-1008, and 19-1015,"; and lines 7 and 8, by inserting after the word "cities" the words "and villages".

Advanced to E and R for review.

MOTION—Place L. B. 360 on General File

Mr. President: I move that L. B. 360 be placed on General File. (Signed) John E. Beaver

Mr. Carmody requested a record vote.

Voting in the affirmative, 17:

Aufenkamp	Carmody	Diers	McHenry
Beaver	Carpenter	Dooley	Moulton
Bridenbaugh	Carson	Kotouc	Nelson
Britt	Cramer	Lillibridge	Peterson
Burney			

Voting in the negative, 21:

Adams	Duis	Liebers	Shultz
Anderson	Fenske	McNutt	Syas
Bixler	Hill	Marvel	Tvrđik
Brower	Hubka	Person	Williams
Coffey	Klaver	Pizer	Wilson
Cole			

Not voting, 5:

Brown	Lee	Martin	Vogel
Larkin			

The motion was lost.

LEGISLATIVE BILL 200. Bracketed.

LEGISLATIVE BILL 194. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 269. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Mr. Kotouc offered the following amendment, which was adopted:

Amend the title to conform to the Standing Committee amendment.

Advanced to E and R for review.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 181. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 318. Bracketed.

LEGISLATIVE BILL 319. Bracketed.

LEGISLATIVE BILL 320. Bracketed.

LEGISLATIVE BILL 316. Bracketed.

LEGISLATIVE BILL 389. Read and considered.

Mr. Kotouc offered the following amendments, which were adopted:

1. Amend page 5 of the bill, by adding a new section immediately after section 4, to be known as section 5, and to read as follows:

"Sec. 5. Soil and water conservation practice in Nebraska must conform to the functions and policy of the state soil and water conservation committee, to the water laws of Nebraska as administered by the Department of Roads and Irrigation, to the factual surveys of the Conservation and Survey Division of the University of Nebraska, and to good agricultural practices as furthered by the University of Nebraska College of Agriculture, Extension Service.

Initiative in soil and water conservation must originate with the land owners and the district soil conservation supervisors and be evaluated and recommended by conservation technicians of agencies cooperating with the district supervisors and the Nebraska soil and water conservation committee."

2. Renumber section 5 as section 6.

3. Amend the title of the bill, line 11, by inserting after the word "supervisors" the following:

"; to provide conservation practices and where the initiative for soil and water conservation must originate".

Advanced to E and R for review.

Member Excused

Mr. Hubka was excused for the remainder of the morning.

LEGISLATIVE BILL 186. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 210. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 335. Read and considered.

Mr. Britt offered the following amendment to L. B. 335, which was adopted:

1. Amend page 2 of the bill, section 1, by striking the new material in lines 15 to 17, and inserting in lieu thereof the following:

"The committee may at the discretion and direction of the county board appraise the personal property of the county, or such separate portions of personal property as the county board may direct."

Laid over.

LEGISLATIVE BILL 213. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 146. Read and considered.

Advanced to E and R for review.

Approved by the Governor

March 10, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 9, 1953, he approved L. B. 302.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 133. Placed on Select File.

LEGISLATIVE BILL 253. Placed on Select File as amended.

E and R amendments to L. B. 253:

1. In the bill, section 1, page 2, line 9 strike the first comma.

2. In the bill, section 2, page 2, line 4 after the word "otherwise" insert "*provided*"; insert a comma in line 17 after the word "insurance", in line 22 after the word "district", and in line 25 before the word "or"; in line 28 strike the word "and" and show as stricken matter; in line 40 insert a comma after "trust"; at the end of line 47 insert "*they are*"; strike the first comma in line 55 and show as stricken matter; insert a comma in line 79 after the word "bridges" and in line 91 after the word "profits"; in line 106 strike "as to" and in lieu thereof insert "*as to in the case of*"; and in line 151 insert a comma before the word "or".

LEGISLATIVE BILL 444. Placed on Select File as amended.

E and R amendments to L. B. 444:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in line 5 after the comma insert "*to be fixed by the Governor*"; in line 9 strike "not, however," and in lieu thereof insert

"but not , however,"; in line 15 after the period insert "(2)"; in line 16 strike "herein provided" and in lieu thereof insert "herein provided by subsection (1) of this section"; in line 16 insert a comma after the word "clerk"; in line 19 after the word "for" insert "their".

2. In the bill, section 2, page 2, line 5 strike "give effect to" and in lieu thereof insert "permit a change in".

3. In the bill title, line 4 strike the word "increase" and in lieu thereof insert "permit the fixing of"; and in line 5 before the semicolon insert "within the prescribed limits".

(Signed) Joseph D. Martin, Chairman

Public Works

LEGISLATIVE BILL 4. Placed on General File as amended.

Standing Committee amendments to L. B. 4:

1. Amend the bill, by striking sections 1 to 7, and 19 to 28, and renumbering sections 8 to 27, as sections 1 to 11, respectively.

2. Amend page 5 of the bill, renumbered section 1, by striking line 1, and inserting "Section 1. There is hereby created in the Department of Roads and Irrigation a State Highway Commission which shall con-", and by striking line 5, and inserting "each of the seven districts desig-".

3. Amend page 7 of the bill, renumbered section 6, line 3, by inserting after the word and punctuation "members." the following: "The members of the commission shall be paid their mileage, and their expenses while away from home attending the business of the commission."

4. Amend page 7 of the bill, renumbered section 7, by striking lines 1 to 19, and inserting:

"Sec. 7. The State Engineer shall act as secretary of the commission."

5. Amend page 8 of the bill, renumbered section 8, lines 10 and 11, by striking "The Business Manager shall attend all meetings of the commission."

6. Amend page 8 of the bill, renumbered section 9, line 2, by striking "Business Manager" and insert "State Engineer".

7. Amend pages 8 and 9 of the bill, by striking renumbered section 10 and inserting in lieu thereof the following:

"Sec. 10. It shall be the duty of the State Highway Commission:

(1) To conduct studies and investigations and for acting in an advisory capacity to the State Engineer in the establishment of broad policies for carrying out the duties and responsibilities of the Department of Roads and Irrigation;

(2) To advise the public regarding the policies, conditions and activities of the Department of Roads and Irrigation;

(3) To prepare and submit to the Legislature for its approval and adoption a layout of a state trunk highway system and a state-aid highway system to be financed with revenue produced by highway user taxes;

(a) The trunk highway system shall not exceed sixty-five hundred miles of the more important through highways which shall connect principal centers of population and places of interest, and shall provide connections with the principal highways of adjoining states; and

(b) The state-aid highway system shall supplement the trunk system and serving other than predominantly local traffic and which, when considered in conjunction with the trunk highway system, will result in a connected and integrated state network of highways;

(4) To advance information and advice conducive to providing adequate and safe highways in the state; and

(5) When called upon by the Governor, to advise him relative to the appointment of the State Engineer. All funds rendered available by law to the Department of Roads and Irrigation, including funds already collected for such purposes, may be used by the commission in administering and effecting such purposes, to be paid upon approval by the State Engineer."

8. Amend the bill, by inserting a new section immediately following renumbered section 11, to be known as section 12, and to read as follows:

Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

9. Remove all underscoring since the bill is no longer amendatory.

10. Amend the title of the bill, by striking lines 3 to 32, and inserting the following:

"the State of Nebraska; to create in the Department of Roads and Irrigation a State Highway Commission; to provide for the appointment of the members of the commission from the districts prescribed therein their terms of office, oath, and removal; to provide for the salary and expenses of the members of the commission; to provide additional duties for the State Engineer; to provide the duties for the commission; and to declare an emergency."

(Signed) Hugh Carson, Chairman

Enrollment and Review

LEGISLATIVE BILL 123. Correctly enrolled.
LEGISLATIVE BILL 345. Correctly enrolled.
LEGISLATIVE BILL 351. Correctly enrolled.
LEGISLATIVE BILL 150. Correctly engrossed.
LEGISLATIVE BILL 183. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 123

L. B. 345

L. B. 351

Visitors

Mr. Klaver introduced the Honorable Glenn Cunningham, Mayor of Omaha, Nebraska.

Adjournment

At 12:00 noon, on a motion by Mr. Klaver, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, March 11, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

Member Excused

Mr. Duis was excused for the remainder of the day.

The Journal for the Forty-sixth Day was approved as corrected.

Communications

Resolution to the Revenue Committee, Nebraska State Legislature, from the Roads, Safety and Transportation Committee and the Board of Directors of the Chamber of Commerce, Kearney, Nebraska, opposing the bill to create a turnpike authority. Referred to the Committee on Public Works.

Letter from the Nebraska Real Estate Commission opposing L. B. 468. Referred to the Committee on Miscellaneous Appropriations and Claims.

Invitations

The Nebraska High School Athletic Association and The University of Nebraska have extended an invitation to the members of the Legislature and their wives to attend the State Basketball Tournament at the Coliseum, Wednesday through Saturday, March 11 through 14, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 11, 1953, at 9:00 a.m.:

L. B. 123

L. B. 345

L. B. 351

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 520. Placed on General File as amended.

Standing Committee amendments to L. B. 520:

Section 1, line 8, after the word "shall" add a comma.

Section 1, line 9, after the figure "1" add a comma.

Section 1, line 31, strike words and punctuation as follows: "and reinsurance premiums ceded,".

LEGISLATIVE BILL 521. Placed on General File as amended.

Standing Committee amendment to L. B. 521:

Amend by adding an emergency clause, and amending the title to conform.

LEGISLATIVE BILL 523. Placed on General File as amended.

Standing Committee amendments to L. B. 523:

Amend by (1) adding, in section 1, line 10, following the word "dollars," the words "per day", and (2) by adding an emergency clause.

Amend the title to conform.

(Signed) Otto Kotouc, Sr., Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 540. Indefinitely postponed.

(Signed) O. H. Person, Chairman

Enrollment and Review

LEGISLATIVE BILL 139. Correctly engrossed.

LEGISLATIVE BILL 149. Correctly enrolled.

LEGISLATIVE BILL 94. Correctly engrossed.

LEGISLATIVE BILL 163. Correctly engrossed.

LEGISLATIVE BILL 277. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 149

Visitors

Mr. McNutt introduced Mrs. Childress, Teacher, and thirty students of the ninth grade from Irving Junior High School, Lincoln, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 151. With emergency.

A bill for an act to amend sections 54-727, 54-728, 54-729, 54-730, 54-734, and 54-752; Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to define terms of products used for the treatment or control of hog cholera; to provide for the application, permit, and bond in connection with the manufacture, sale, offer for sale, and distribution of such products in the State of Nebraska; to provide certain conditions for such bonds; to provide for labels and their contents on such products manufactured, sold, offered for sale, or distributed in this state; to provide conditions for manufacture of such products; to provide for rules and regulations; to make certain acts unlawful; to provide penalties; to change the

penalties for violation of the provisions of sections 54-701 to 54-753, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections and also section 54-735, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Duis Martin

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 52.

A bill for an act to amend section 79-444, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to eliminate the provision which permits a child under five years of age to attend kindergarten or beginner grade by demonstrating that he is capable of carrying the work of those grades; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 27:

Anderson	Carpenter	Hubka	Nelson
Beaver	Coffey	Kotouc	Person
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Brower	Diers	McHenry	Williams
Brown	Dooley	Marvel	Wilson
Burney	Fenske	Moulton	

Voting in the negative, 12:

Adams	Carmody	Larkin	Peterson
Aufenkamp	Carson	Liebers	Tvrdik
Britt	Hill	McNutt	Vogel

Not voting, 4:

Duis	Klaver	Martin	Syas
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A constitutional majority having voted in the affirmative. the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 63.

A bill for an act to amend section 32-231, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide a different method of determining the salary of judges and clerks of election and district inspectors in counties having a population of more than two hundred thousand inhabitants; to increase the salaries of judges and clerks of election and district inspectors in counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants; to define terms; to provide for compensation of certain officials in excess of thirteen hours, as prescribed; to provide when a change in such salaries shall become effective; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Beaver	Britt	Burney
Anderson	Bixler	Brower	Carmody
Aufenkamp	Bridenbaugh	Brown	Carpenter

Carson	Hubka	McHenry	Pizer
Coffey	Klaver	McNutt	Shultz
Cole	Kotouc	Marvel	Syas
Cramer	Larkin	Moulton	Tvrdik
Diers	Lee	Nelson	Vogel
Dooley	Liebers	Person	Williams
Fenske	Lillibridge	Peterson	Wilson
Hill			

Voting in the negative, 0.

Not voting, 2:

Duis Martin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 238.

A bill for an act relating to taxation; to provide a tax for mutual companies organized in Nebraska and registered with the Securities and Exchange Commission of the United States under United States Public Law 768 as prescribed in lieu of any other intangible property tax; to provide the amount of such tax; and to provide that such tax shall be due and delinquent and be paid the same as other intangible property taxes.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Duis

Martin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 131. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 133. Advanced to E and R for engrossment.

LEGISLATIVE BILL 253. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 444. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

Discussion—Assessment Problems

Mr. Carpenter stated that if the Legislature desired, he would discuss matters pertaining to the assessment problems which were discussed at a meeting at the University of Nebraska yesterday. Mr. Tvrdik made the motion, if a motion were necessary, we hear Mr. Carpenter's report. A discussion of the assessment problem followed.

Visitors

Mr. Aufenkamp introduced Richard Van Pelt, Principal, four student teachers, and thirty-five students from Peru High School, Peru, Nebraska.

Mr. Britt introduced Mr. Reckewey, Supervisor, Cecelia Pinkerton and Hester Morrison, Teachers, and eight students from Teachers College High School, Lincoln, Nebraska.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 486. Placed on General File.

(Signed) Hugh Carson, Chairman

Revenue

LEGISLATIVE BILL 498. Placed on General File as amended.

Standing Committee amendments to L. B. 498:

1. Amend section 1, page 2 and 3, lines 6, 8, 10, 12, 18, 21, 27, and 41 by inserting after the word "dollar" in each of such lines, the words "of actual".
2. Amend section 1, page 3, line 38, by inserting after the word "dollar" the word, "of".
3. Amend the title of the bill to conform.

LEGISLATIVE BILL 477. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Education

LEGISLATIVE BILL 327. Placed on General File as amended.

Standing Committee amendments to L. B. 327:

1. Amend page 6, Section 3, of the bill, lines 9 and 10, by striking the words and punctuation "together with interest at the rate of two per cent per annum," and show the same as stricken matter; line 12, after the word and punctuation "period," insert the words "*together with regular interest thereon as defined in section 79-1032, as amended,*".
2. Amend the title of the bill, line 11, by inserting after the word and punctuation "security;" the following:

"to provide for the adjustment of benefits for members who receive a service annuity from the state school retirement system; to provide for regular interest on back contributions for prior service;".

LEGISLATIVE BILL 362. Placed on General File.

(Signed) Richard D. Marvel, Chairman

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 217	Wednesday, March 18, 1953	2:00 p.m.
L. B. 297	Wednesday, March 18, 1953	2:00 p.m.
L. B. 499	Wednesday, March 18, 1953	2:00 p.m.

GENERAL FILE

LEGISLATIVE BILL 99. Bracketed until March 17, 1953.

LEGISLATIVE BILL 446. Laid over.

LEGISLATIVE BILL 188. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 335. Laid over.

LEGISLATIVE BILL 142. Mr. Bridenbaugh moved to indefinitely postpone L. B. 142. The motion prevailed.

LEGISLATIVE BILL 141. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 140. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend L. B. 140, Section 1, Line 9, by adding after the word "peace" the words "by the pleadings".

Advanced to E and R for review.

LEGISLATIVE BILL 130. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 446. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Mr. Tvrdik offered the following amendments, which were adopted:

Sec. 3. That Section 50-112, Revised Statutes Supplement, 1943, 1952 Re-Issue, be amended to read as follows:

50-112. There shall be paid to each of the several officers and employees named in sections 50-111 and 50-121 for their official services such salaries as shall be fixed by the Legislature, except the Clerk of the Legislature, who shall receive the sum of five six thousand five *two* hundred *fifty* dollars per annum, payable monthly, and the first assistant clerk, who shall receive the sum of sixteen dollars per day. No overtime shall be allowed to such clerk or first assistant clerk in any case.

Renumber the Sections, and amend the title to conform with the amendments adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 376. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 6. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Cole introduced the following visitors from Valentine, Nebraska: Mr. Ernest Foster, President of the County Assessors Association; Mr. Walter Ohlman, County Commissioner; and Mr. Robert Hamilton, Secretary of the Sandhills Cattle Association and Mayor of Valentine, Nebraska.

Approved by the Governor

March 11, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 10, 1953, he approved L. B. 68, L. B. 56, L. B. 57 and on March 11, 1953, he approved L. B. 101, L. B. 102, L. B. 120, L. B. 138 and L. B. 158.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS**Public Works**

L. B. 311 Thursday, March 26, 1953 2:00 p.m.

Labor and Public Welfare

L. B. 195 Monday, March 23, 1953 2:00 p.m.
L. B. 241 Monday, March 23, 1953 2:00 p.m.
L. B. 252 Monday, March 23, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS**Banking, Commerce and Insurance****LEGISLATIVE BILL 522.** Placed on General File.**LEGISLATIVE BILL 537.** Placed on General File as amended.

Standing Committee amendments to L. B. 537:

Amend by striking sections 1, 2 and 3.

Re-number sections 4, 5 and 6 to read sections 1, 2 and 3 respectively.

Amend the title to conform.

LEGISLATIVE BILL 317. Placed on General File as amended.

Standing Committee amendments to L. B. 317:

Amend section 1, line 11, by adding the following sentence:
"Upon the filing of articles of incorporation or amendment thereto, an association shall pay a filing fee of \$25.00 to the Secretary of State."

Amend the title to conform.

(Signed) Otto Kotouc, Sr., Chairman

Labor and Public Welfare

LEGISLATIVE BILL 167. Placed on General File as amended.

Standing Committee amendments to L. B. 167:

1. Amend page 2 of the bill, section 1, by striking lines 5 to 11, and inserting in lieu thereof the following:

"(2) Employer shall mean the State of Nebraska, school districts, municipalities, counties, and other political subdivisions."

2. Amend pages 2 and 3 of the bill, section 4, line 9, by striking the word "Any" and by striking all of lines 10, 11, and 12.

LEGISLATIVE BILL 391. Placed on General File.

LEGISLATIVE BILL 392. Placed on General File.

LEGISLATIVE BILL 288. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Enrollment and Review

LEGISLATIVE BILL 69. Correctly enrolled.

LEGISLATIVE BILL 93. Correctly enrolled.

LEGISLATIVE BILL 124. Correctly enrolled.

LEGISLATIVE BILL 240. Correctly enrolled.

LEGISLATIVE BILL 46. Correctly engrossed.

LEGISLATIVE BILL 132. Placed on Select File as amended.

E and R amendments to L. B. 132:

1. In the bill, section 1, page 2, line 11 strike the first comma and show as stricken matter.

2. In the bill, section 2, page 2, lines 8 and 12, strike the commas and show as stricken matter.

LEGISLATIVE BILL 134. Placed on Select File as amended.

E and R amendments to L. B. 134:

1. In the bill, section 1, page 2, line 3 strike the word "or" and show as stricken matter; in line 5 strike ", shall" and in lieu thereof insert "; shall,"; and also in line 5 insert a comma after the word "thereof".

2. In the bill title line 4 after the word "the" insert "maximum".

LEGISLATIVE BILL 135. Placed on Select File as amended.

E and R amendments to L. B. 135:

1. In the bill, section 2, line 5 after the word "with" insert "an".

2. In the bill title line 5 of original Bill (4 of printed) after the word "under" insert "the".

LEGISLATIVE BILL 224. Placed on Select File as amended.

E and R amendments to L. B. 224:

1. In standing committee amendment 2 lines 7 and 8 (7 of original) strike ":(1)"; in line 9 strike "(2)"; in lines 13 and 14 of original amendment (14 of mimeographed) after "Agriculture" insert "*and Inspection*"; in line 14 of original amendments (15 of mimeographed) strike "(3)" and in lieu thereof insert "*and*"; in line 18 of original amendments (19 of mimeographed) strike "*into*" and in lieu thereof insert "*to*"; and in line 19 of original amendments (21 of mimeographed) strike "*and/or*" and in lieu thereof insert "*, mixing, or grinding and*".

2. In standing committee amendment 4 line 4 (3 of original) strike "(5)"; and in line 10 (9 of original) strike ", iodine (I)" and in lieu thereof insert "*and iodine (I)*".

3. In the bill, section 1, page 2, line 21 strike "or trademark or formula and" and in lieu thereof insert "or trademark, or formula and , or".

4. In the bill, section 2, page 3, line 3, after the period insert "(1)"; in line 8 strike the word "and" and show as stricken matter; in line 10 insert a comma after "and" also in line 10 strike the word "it"; in line 15 strike "The applications" and in lieu thereof insert "(2) The applications for registration, required by subsection (1) of this section,"; in lines 16 and 17 strike "(1) to (5) (4) of this section. (1)" and in lieu thereof insert "(1) (a) to (5) (e) of this section. (a) (1)"; in line 18 strike "(2)" and in lieu thereof insert "(2) (b)"; in line 19 strike "(3)" and in lieu thereof insert "(3) (e)"; in line 36 at the end of the line insert "the"; in line 37 strike "(4)" and in lieu thereof insert "(4) (d)"; and in line 40 insert a comma before the word "in".

5. In the bill title line 10 after the word "in" insert "the".

(Signed) Joseph D. Martin, Chairman

Explanation of Vote

Mr. President: Had I been present I would have voted "aye" on L. B. 151, "nay" on L. B. 52, "aye" on L. B. 63 and "aye" on L. B. 238. (Signed) Joseph D. Martin

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 69

L. B. 124

L. B. 93

L. B. 240

LEGISLATIVE EXPENSES, February, 1953

Acct. No. 1 Incidental Expense Previous to next Session

State Journal Printing Co. - Docket	\$ 73.00
Purchasing Dept. - Office Supplies	39.20
Capitol Printing Co. - Office Stationery	22.50
Capitol Printing Co. - 18,000 Envelopes Printed	60.00
Capitol Printing Co. - Misc. Printing	268.00
Acorn Press - Committee Reports	48.00
Acorn Press - Roll Calls	36.00
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\$ 546.70

Acct. No. E-2 Salaries of Members

Gross Amount	\$8,800.00
Members Net Payments	\$8,199.70
W.H. Income Taxes	468.30
Deferred Payment, O.A.S.I. Taxes	132.00
	<hr/>

\$ 8,800.00

Acct. E-4 Officers' & Employees' Salaries	Time	Rate	Gross Wages
L. T. Fleetwood, Asst. Clerk	6 das.	@ \$ 16.00 Day	\$ 96.00
Ralph D. Nelson, Asst. Clerk	24 das.	@ 16.00 Day	384.00
George L. Santo, Sgt. at Arms	1 Mo.	@ 200.00 Mo.	200.00
A. C. Taylor, Asst Sgt. at Arms	1 Mo.	@ 180.00 Mo.	180.00
Ruby B. Nelson, Postmistress	1 Mo.	@ 165.00 Mo.	165.00

Acct. E-4 Officers' & Employees' Salaries (Continued)	Time	Rate	Gross Wages
E. C. Hansen, Chaplain	1 Mo.	@ \$130.00 Mo.	\$130.00
Clarence M. Davis, Legal Adv.	1 Mo.	@ 750.00 Mo.	750.00
Mary Dickinson, Secy Lt. Gov.	1 Mo.	@ 220.00 Mo.	220.00
LaVerne Obermeyer, Journal Clk.	1 Mo.	@ 285.00 Mo.	285.00
Florence Graham, Asst. Journal Clk.	1 Mo.	@ 240.00 Mo.	240.00
Jo Fisher, Engrossing Clerk	1 Mo.	@ 285.00 Mo.	285.00
Hollis S. Thurber, Bookkeeper	1 Mo.	@ 225.00 Mo.	225.00
Janet E. Waddill, Docket Clerk	22 Das.	@ 220.00 Mo.	201.75
Paula S. Williams, Ofc. Asst.	1 Mo.	@ 195.00 Mo.	195.00
Marguerite M. Price, Budget Com. Clk.	1 Mo.	@ 315.00 Mo.	315.00
Marlea B. Gates, Supervisor	1 Mo.	@ 240.00 Mo.	240.00
Georgie E. Stephenson, Agri. Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Lucille Toman, Banking Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Glendora Hueser, Ed. Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Shirley E. Harris, Judiciary Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Shirley E. Blank, Misl. Claims Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Detta J. Harding, Pub. Hlth Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Eleanor S. Stratton, Rev. Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Georgiana G. Gaines, Pub. Wks. Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Marilyn A. McNeeley, Govt. Com. Clk.	1 Mo.	@ 220.00 Mo.	220.00
Katherine Albrandt, Lbr. Com. Clk.	17 Da.	@ 220.00 Mo.	155.85
Lorraine C. Anderson, Stencil Typ.	½ Mo.	@ 200.00 Mo.	100.00
Tillie Walker, Stenographer	18 Da.	@ 200.00 Mo.	150.12
Norma J. Chleboun, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Katherine Gibson, Secy to Clk.	1 Mo.	@ 210.00 Mo.	210.00
Dorothea Fuchs, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Doris M. Sveen, Steno. E & R	1 Mo.	@ 210.00 Mo.	210.00

Acct. E-4 Officers' & Employees' Salaries (Continued)	Time	Rate	Gross Wages
Marie W. Stewart, Prf. Rdr. E & R	1 Mo.	@ \$200.00 Mo.	\$200.00
Eunice A. Lind, Stenographer	21½ Da.	@ 200.00 Mo.	179.15
Miriam E. Wohlfarth, Stenographer	21 Da.	@ 200.00 Mo.	175.15
G. F. Martin, Chf. Bill Rm. Clk.	1 Mo.	@ 220.00 Mo.	220.00
F. R. Miller, Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
C. A. Mohrman, Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
Chas. D. Woods, Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
Chas. E. Keefer, Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
Jan. - 2½ Da.	@ 175.00 Mo.	191.85	
Elmer E. Mommens Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
John D. Curtis, Asst. Bill Rm. Clk.	1 Mo.	@ 175.00 Mo.	175.00
Lon C. Shawver, Asst. Bill Rm. Clk.	10 Da.	@ 175.00 Mo.	73.00
Grace Frey, Page	1 Mo.	@ 150.00 Mo.	150.00
Winona Brady, Page	23 Da.	@ 150.00 Mo.	143.75
Roberta Hoffman, Page	1 Mo.	@ 150.00 Mo.	150.00
Caroline M. Mommens, Page	1 Mo.	@ 150.00 Mo.	150.00
James A. Rivers, Page	1 Mo.	@ 150.00 Mo.	150.00
Ernest Fouts, Chf. Custodian	1 Mo.	@ 185.00 Mo.	185.00
Carl Hoffman, Asst. Custodian	1 Mo.	@ 170.00 Mo.	170.00
Chas. P. Glee, Asst. Custodian	1 Mo.	@ 170.00 Mo.	170.00
Gertrude Tyler, Tel. Operator	1 Mo.	@ 165.00 Mo.	165.00
Elizabeth Reger, Prf. Reader	74 Hrs	@ 1.25 Hr.	92.50
Edna Scott, Proof Reader	74 Hrs	@ 1.25 Hr.	92.50
Margaret A. Lindquist, Prf. Rdr.	188 Hrs	@ 1.25 Hr.	234.00
Ethel Bryant, Proof Reader	188 Hrs	@ 1.25 Hr.	234.00

TOTAL GROSS WAGES \$11,318.62

Net Amt. Due Employees\$9,773.17

W.H. Income Taxes 1,377.50

Deferred Pmt. O.A.S.I. Tax 167.95

\$11,318.62

Acct. E-5 Incidental Expense

Capital Printing Co. - Letterheads & Envelopes for Members	\$ 494.16
Lincoln Telephone Co. - Jan. 14 Statement	56.15
Lincoln Telephone Co. - Jan. 26 Statement	86.00
Joe Christensen Printing Journals 1st da. thru 21st da.	1,813.92
Purchasing Dept. Deposit to Postage Acct.	2,000.00
Latsch Bros. - Steel Cabinet	116.66
Railway Express Agency	12.88
Tom Dooley - Inspection Trip Exp. Acct.	11.50
	<u>\$4,591.27</u>

\$ 4,591.27

Acct. #7 Lt. Gov. Salary

Charles J. Warner - Gross Wages	\$ 145.35
Net Amt. Due	143.17
Dfrd. Pymt. O.A.S.I. Tax	2.18

\$ 145.35

FORTY-SEVENTH DAY—MARCH 11, 1953

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Acct. #7-A Expense - Lt. Governor

Feb. 5th. Joyce & Associates - Lt. Governor's Bond \$ 48.00

Acct. #8 Clerk's Salary - Other Wages - Maintenance Exp.

Hugo F. Srb - Clerk of the Legislature \$ 458.33

Net Amt. Due 417.06

W.H. Taxes 34.40

Deferred payment, O.A.S.I. Tax 6.87

\$ 458.33

GRAND TOTAL WARRANT ACCOUNTS \$25,599.27

Deferred Pymt. O.A.S.I. Acct 309.00

\$25,908.27

Adjournment

At 12:06 p.m., on a motion by Mr. Peterson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, March 12, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Forty-seventh Day was approved as corrected.

Communications

Communication from Laura Schoeman, Louisville, Nebraska, opposing L. B. 206. Referred to the Committee on Government.

Letter from Mrs. Wendell Verplank, Secretary, Farmers Union Local 593, Meadow Grove, Nebraska, opposing L. B. 559 and L. B. 560. Referred to the Committee on Education.

Communication from Lewis L. Skiles, Secretary-Treasurer, Highway 89 Association, Wilsonville, Nebraska, favoring L. B. 481. Referred to the Committee on Public Works.

Letter from Rev. E. J. Beckmann, Pastor, American Lutheran Church, Lincoln, Nebraska, opposing L. B. 206. Referred to the Committee on Government.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 12, 1953, at 9:00 a.m.:

L. B. 69

L. B. 124

L. B. 240

L. B. 93

L. B. 149

(Signed) Joseph D. Martin, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 482. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

Visitors

Mr. Beaver introduced the following members of the Wisner High School Basketball Team: Charles Ziegenbein, Dennis Schlecht and Norman Daberkow, all of Wisner, Nebraska.

Mr. Liebers introduced Mr. Carl W. Shaffer, Principal, Mrs. Shaffer and twelve students from the Panama High School, Panama, Nebraska.

Mr. McHenry introduced his grandson, Ned Irons.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 344. With emergency.

A bill for an act to amend section 71-627, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for a fee for filing a certificate of birth of adopted children with the Department of Health; to provide for disposition of such fees when collected; to provide for the furnishing of certified copies of such certificates; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Adams Moulton

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 104.

A bill for an act to amend section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, relating to militia; to provide for leave of absence for officers and employees of the state, or of any of its political subdivisions, who leave a position, other than temporary, for the purpose of being inducted into, enlisting in, determining his physical fitness to enter, or performing training duty in the armed forces of the United States or the National Guard of Nebraska, without loss of status or efficiency rating, and without loss of pay during the first fifteen days of such leave of absence; to provide for the return of such person to his position with like seniority, status, and pay except as prescribed; to prohibit the discharge of such a person as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Anderson	Beaver	Bridenbaugh	Brower
Aufenkamp	Bixler	Britt	Brown

Burney	Duis	Lillibridge	Peterson
Carmody	Fenske	McHenry	Pizer
Carpenter	Hill	McNutt	Shultz
Carson	Hubka	Martin	Syas
Coffey	Klaver	Marvel	Tvrdik
Cole	Kotouc	Moulton	Vogel
Cramer	Larkin	Nelson	Williams
Diers	Lee	Person	Wilson
Dooley	Liebers		

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 121.

A bill for an act to amend sections 53-109 and 53-138.01, Re-issue Revised Statutes of Nebraska, 1943, relating to liquors; to require certain fees collected by the Liquor Control Commission to be paid and credited to the state General Fund in accord with the statutory policy set forth in other sections of the Liquor Control Act; to provide the fund from which premiums on bonds of the commissioners and the secretary and employees of the commission shall be paid; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 162.

A bill for an act to amend section 16-691, Revised Statutes Supplement, 1951, relating to cities of the first class; to permit the mayor and council of a city of the first class to turn the active direction and supervision of the system of streets and alleys over to the board of public works; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 1:

Larkin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 173. With emergency.

A bill for an act to amend section 39-869, Reissue Revised Statutes of Nebraska, 1943, relating to interstate county bridges;

to increase the per diem a member of the bridge commission may receive; to provide that a member of such commission, who is also the secretary-treasurer thereof, shall not receive such per diem but shall only receive his compensation as such secretary-treasurer; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 1:

Larkin

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 232. With emergency.

A bill for an act to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase sheriffs' fees for boarding prisoners in certain counties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 290.

A bill for an act to amend section 83-142, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to include Lincoln State Hospital, Norfolk State Hospital, Hastings State Hospital, and Beatrice State Home with the other state institutions for which the Board of Control may purchase butter substitutes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Carpenter	Hill	Marvel
Anderson	Coffey	Klaver	Pizer
Aufenkamp	Cole	Kotouc	Shultz
Beaver	Cramer	Larkin	Syas
Bixler	Diers	Lillibridge	Tvrdik
Britt	Dooley	McHenry	Vogel
Brown	Duis	McNutt	Wilson
Carmody	Fenske	Martin	

Voting in the negative, 11:

Bridenbaugh	Carson	Moulton	Peterson
Brower	Hubka	Nelson	Williams
Burney	Liebers	Person	

Not voting, 1:

Lee

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Pizer introduced Mr. Ted Young of Hershey, Nebraska, and four boys visiting in Lincoln for the State Basketball Tournament.

Mr. McHenry introduced his wife, their daughter, Mrs. Willa Irons, and her children, Kathy and William McHenry Irons.

Mr. Syas introduced Mr. William Schollman of Omaha, Nebraska.

Explanation of Vote

Mr. President: Had I been present I would have voted "nay" on L. B. 52. (Signed) Herbert J. Duis

SELECT FILE

LEGISLATIVE BILL 132. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 134. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 135. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 224. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. McNutt introduced Mr. W. D. Tallichet, Teacher of Social Studies, and twenty-six students of the Civics Class from Irving Junior High School, Lincoln, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

L. R. 12	Thursday, March 19, 1953	2:00 p.m.
L. B. 478	Thursday, March 19, 1953	2:00 p.m.
L. B. 515	Tuesday, March 24, 1953	2:00 p.m.
L. B. 546	Thursday, March 26, 1953	2:00 p.m.
L. B. 373	Tuesday, March 31, 1953	2:00 p.m.

MOTION—Amend Rules

Mr. Cramer, Chairman of the Rules Committee, moved the adoption of the following amendments to the Rules:

Amend Rule 16, by adding a new paragraph after the last paragraph which shall read as follows:

“Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Senate Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges.”

The amendment was adopted with 35 ayes, 0 nays and 8 not voting.

Amend Rule 6, by adding two new sections to be known as sections 11 and 12, and to read as follows:

"Sec. 11. Reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees but shall respect as confidential discussions by members of the committee.

"Sec. 12. Committee votes may be recorded and shall be open to the press and radio and television stations."

Mr. Cramer requested that the two proposed new sections be voted on separately. So ordered.

The amendment to add Section 11 was adopted with 41 ayes, 0 nays and 2 not voting.

Mr. Carpenter offered the following amendment to proposed Section 12:

Amend proposed Section 12 by striking the word "may" and inserting "shall" and by inserting after the word "recorded" the word "individually".

The Carpenter amendment was adopted with 22 ayes, 8 nays and 13 not voting.

Mr. Carmody requested a record vote.

Voting in the affirmative on proposed Section 12, 18:

Adams	Carson	Klaver	Martin
Aufenkamp	Coffey	Liebers	Pizer
Bridenbaugh	Cramer	Lillibridge	Syas
Carmody	Duis	McNutt	Tvrdik
Carpenter	Hill		

Voting in the negative, 23:

Anderson	Burney	Kotouc	Person
Beaver	Cole	Lee	Shultz
Bixler	Diers	McHenry	Vogel
Britt	Dooley	Marvel	Williams
Brower	Fenske	Moulton	Wilson
Brown	Hubka	Nelson	

Not voting, 2:

Larkin

Peterson

The amendment to add Section 12 was lost.

MOTION—Amendment to Section 12

Mr. President: I move that the amendment to Section 12 submitted by the Rules Committee be referred back to the Rules Committee for consideration. (Signed) C. C. Lillibridge

The motion prevailed with 9 ayes, 9 nays and 25 not voting, the Lieutenant Governor voting "aye".

Amend Rule 16, by striking the sentence "Reporters of regularly accredited newspapers and broadcasting stations.", and by adding a new paragraph immediately following the last paragraph and to read as follows:

"Reporters of the press and radio and television stations shall be granted the privilege of using the pages of the Legislature to contact members of the Legislature while in session for the purpose of asking the member for an interview, and the reporters remain in their reserved section of the Senate Chamber."

The amendment was lost with 2 ayes, 30 nays and 11 not voting.

Amend Rule 13, by adding a new section to be known as section 3, and to read as follows:

"Sec. 3. No communications or letters shall be read by the Clerk of the Legislature unless such communications or letters are addressed to the presiding officer or Clerk of the Legislature."

The amendment was adopted with 32 ayes, 1 nay and 10 not voting.

Visitors

Mr. Burney introduced Mr. Darold Bobier, Coach, Mr. Howard Sala, Assistant Coach, and thirteen students from Hartington High School, Hartington, Nebraska.

Mr. Bridenbaugh introduced Mr. John Williams and Coach Christopherson from South Sioux City, Nebraska.

Speaker Tvrdik Presiding

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 98. Placed on General File.

LEGISLATIVE BILL 423. Placed on General File as amended.

Standing Committee amendment to L. B. 423:

1. Amend page 7 of the bill, section 4, line 22, by inserting after the word "month" the words "*for each year of service*", and in line 24, by inserting before the word "five" the words "*one dollar and fifty cents per month or*".

LEGISLATIVE BILL 457. Indefinitely postponed.

LEGISLATIVE BILL 541. Placed on General File.

(Signed) Richard D. Marvel, Chairman

GENERAL FILE

LEGISLATIVE BILL 280. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 335. Laid over.

LEGISLATIVE BILL 143. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 366. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 374. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Carpenter introduced the following visitors from Gering, Nebraska: Mrs. J. L. Boley, Donald Boley, Mona Grassmick, Douglas Smith and Sheila Martinez.

Member Excused

Mr. Adams was excused for Friday, March 13, 1953.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 52. Correctly enrolled.
 LEGISLATIVE BILL 63. Correctly enrolled.
 LEGISLATIVE BILL 151. Correctly enrolled.
 LEGISLATIVE BILL 168. Correctly enrolled.
 LEGISLATIVE BILL 238. Correctly enrolled.
 LEGISLATIVE BILL 71. Correctly engrossed.
 LEGISLATIVE BILL 174. Correctly engrossed.
 LEGISLATIVE BILL 199. Correctly engrossed.
 LEGISLATIVE BILL 228. Correctly engrossed.
 LEGISLATIVE BILL 296. Correctly engrossed.
 LEGISLATIVE BILL 194. Placed on Select File as amended.

E and R amendment to L. B. 194:

1. In the bill title, line 3, after the word "to" insert "the".

LEGISLATIVE BILL 39. Placed on Select File as amended.

E and R amendments to L. B. 39:

1. In the bill, section 1, page 2, line 4, after the word "it" insert "(a)"; strike commencing with "real" in line 5 to and including "and" in line 6 and in lieu thereof insert "*the real estate, describing the same, described therein located within the such county, and* (b)"; in line 9 after the comma insert "(c)"; in line 11 strike the comma and show as stricken matter; in line 13 after the comma insert "*and (d) asking that a public highway be laid out in accordance with section 39-157,*"; in line 15 strike the balance of line after the word "be" and all of line 16 and in lieu thereof insert "*not less than after ten days and within nor more than thirty days of after the receipt of such said affidavit. The application for such highway may be included in a separate petition instead of in such affidavit.*"; after the word "all" in line 17

insert "*the*"; in line 18 strike ", and" and in lieu thereof insert "*and,*"; and in line 22 after "*affidavit*" insert "*or affidavit and petition, substantially in the manner set forth in subsection (1) of this section,*".

2. In the bill title line 6 before the comma insert "as prescribed"; and in line 8 and 9 of original (8 of printed bill) strike "therefor" and in lieu thereof insert "for establishing such highways to isolated tracts of land".

LEGISLATIVE BILL 210. Placed on Select File as amended.

E and R amendment to L. B. 210:

1. In the bill, section 1, page 2, line 3, strike the word "per" and in lieu thereof insert "*for such a per*".

LEGISLATIVE BILL 106. Placed on Select File as amended.

E and R amendments to L. B. 106:

1. In the bill, section 1, page 3, line 49 after the word "called" insert "*the*"; and in line 57 strike the comma and show as stricken matter.

2. In the bill, section 2, page 6, line 34 strike "~~theretofore~~" and in lieu thereof insert "~~theretofore~~ *previously*"; in line 39 after the word "parents" insert "*who are*"; insert a comma in line 49 after the last "general" and in line 51 after "death"; and in line 57 at the end of the line insert "the" as it appears in the statutes.

LEGISLATIVE BILL 287. Replaced on Select File as amended.

E and R amendment to L. B. 287:

1. In the bill, section 2, line 2, page 2, strike "1951" and in lieu thereof insert "1943".

LEGISLATIVE BILL 112. Replaced on Select File as amended.

E and R amendment to L. B. 112:

1. Change 1943 to 1951 in title line 5; section 7, line 2; and section 8, line 4, as marked in engrossed bill. Making amendment to do so.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 375. Placed on General File as amended.

Standing Committee amendments to L. B. 375:

1. Add a new section numbered 14 as follows:

"Sec. 14. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the title to conform.

LEGISLATIVE BILL 221. Indefinitely postponed.

LEGISLATIVE BILL 220. Indefinitely postponed.

LEGISLATIVE BILL 219. Indefinitely postponed.

LEGISLATIVE BILL 382. Indefinitely postponed.

LEGISLATIVE BILL 381. Indefinitely postponed.

LEGISLATIVE BILL 307. Indefinitely postponed.

LEGISLATIVE BILL 306. Indefinitely postponed.

LEGISLATIVE BILL 292. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 52

L. B. 151

L. B. 238

L. B. 63

L. B. 168

Adjournment

At 11:57 a.m., on a motion by Mr. Burney, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, March 13, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain

The roll was called and all members were present except Mr. Adams, who was excused.

The Journal for the Forty-eighth Day was approved.

Communications

Letter from Mrs. Arthur J. Dervin of Omaha, Nebraska, favoring L. B. 206. Referred to the Committee on Government.

Concurrent Resolution No. 2 from the Senate of the state of Kansas, concerning the withdrawal of federal government from the field of gasoline taxes. Referred to the Committee on Revenue.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 13, 1953, at 9:00 a.m.:

L. B. 52

L. B. 151

L. B. 238

L. B. 63

L. B. 168

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 258. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Budget

LEGISLATIVE BILL 565. Placed on General File.

(Signed) Arthur Carmody, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 16. Re: Supervision of Offshore Oil
by the Federal Government.

Introduced by John J. Larkin, Jr. of Douglas.

WHEREAS, the Supreme Court of the United States has held that the tidelands belonged to the United States and that the federal government had supervision over the offshore oil, and

WHEREAS, there is now pending in the Congress of the United States a bill directing the federal government to continue supervision of offshore oil and that the proceeds therefrom be contributed to education as provided therein.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States enact into law the bill now pending before it giving supervision of offshore oil and that the proceeds therefrom be contributed to education as provided therein.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 73. With emergency.

A bill for an act to amend sections 84-407 and 84-409, Revised Statutes Supplement, 1951, relating to Board of Educational Lands and Funds; to increase the fees to be charged by the State Surveyor and deputy land surveyors for making surveys; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 122.

A bill for an act to amend section 46-131, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to change the time for assessment of property within an irrigation district for irrigation purposes to agree with the time for assessment of property generally; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams Carpenter

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 175.

A bill for an act to amend sections 14-1003 and 14-1005, Revised Statutes Supplement, 1951, relating to metropolitan utilities districts; to provide for the election and appointment of members of the board of directors regardless of political affiliation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 271.

A bill for an act to amend sections 77-2318 and 77-2329, Re-issue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to prescribe the conditions that will enable county treasurers to deposit money in banks in excess of the limitation prescribed by law; to eliminate liability of county treasurers on excess deposits when securities are pledged for deposits by a bank as provided by this act; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 150. With emergency.

A bill for an act to amend section 79-803, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the manner of electing members of the board of education of a third class school district lying outside the corporate limits of any city or village; to provide for the terms of office of such members; to provide that the board of education of such districts shall elect one of its members, other than the secretary, as treasurer of such district as prescribed; to provide that such treasurer shall give a bond as prescribed; to provide for the payment of the cost of such bond; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Klaver	Moulton
Aufenkamp	Carson	Kotouc	Person
Beaver	Coffey	Larkin	Peterson
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Dooley	McHenry	Tvrdik
Brown	Duis	McNutt	Vogel
Burney	Fenske	Martin	Williams
Carmody	Hill	Marvel	Wilson

Voting in the negative, 1:

Nelson

Not voting, 2:

Adams Hubka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 183. With emergency.

A bill for an act to amend section 14-1104, Revised Statutes of Nebraska, 1943, and section 14-1029, Revised Statutes Supplement, 1951, relating to cities of the metropolitan class; to permit

a metropolitan water district to borrow, without a vote of the electors, such sums as the board of directors determines to be needed for extensions, improvements, and capital investments; to permit the board of directors of such district to appoint corporations as agents of such district; to provide the authority of such agents; to provide for the withdrawal of funds from the county treasurer for deposit in banks with certain limitations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Williams
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams	Burney	Nelson
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Liebers introduced Professor E. Glenn Callen and fifty students from the State Government Class of Nebraska Wesleyan University, Lincoln, Nebraska.

SELECT FILE

LEGISLATIVE BILL 39. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 106. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 287. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 112. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

(Reset from March 26, 1953)

L. B. 546 Tuesday, March 24, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 407. Placed on General File.

LEGISLATIVE BILL 535. Indefinitely postponed.

(Signed) O. H. Person, Chairman

Unanimous Consent—Executive Session

Mr. Klaver asked unanimous consent to hold an Executive Session of the Labor and Public Welfare Committee on Monday, March 16, 1953, at 1:15 p.m. in the East Senate Chamber. Consent was granted.

GENERAL FILE

LEGISLATIVE BILL 335. Laid over.

LEGISLATIVE BILL 380. Mr. Klaver moved to indefinitely postpone L. B. 380.

The motion lost.

Mr. Anderson offered the following amendments, which were adopted:

1. Amend page 2 of the bill, by striking all of sections 1, 2, and 3, and inserting in lieu thereof the following:

"Section 1. That section 77-2601, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2601. As used in sections 77-2601 to 77-2615 77-2622, *unless the context otherwise requires* : (1) The word "person" means and includes *Person shall mean* every individual, firm, association, joint stock company, partnership, copartnership, syndicate and corporation; (2) the term "wholesale dealer" includes *shall mean* only those persons who sell cigarettes to licensed retail dealers other than branch stores operated by or connected with such wholesale dealer or for purposes of resale only, as prescribed by section 28-1025; (3) the term "retail dealer" includes *shall mean* every person other than a wholesale dealer engaged in the business of selling cigarettes in this state irrespective of quantity, amount, or number of sales thereof; (4) the term "department" *Commissioner* shall mean the Department of Agriculture and Inspection as it now exists, or whatever agency of the state succeeds to its functions, by whatever name known; *State Tax Commissioner*; (5) the term "director" means the Director of the Department of Agriculture and Inspection, or his successor, by whatever name known; (6) the term "(5) cigarettes" includes *shall mean* any roll for smoking made wholly or in part of tobacco irrespective of size or shape and whether or not such tobacco is flavored, adulterated or mixed with any other ingredient, the wrapper or cover of which is made of paper or any other material excepting tobacco; and (7) the term " (6) consumer " means *shall mean* any person, firm, association, partnership, copartnership, joint stock company, syndicate, or corporation not having a license to sell cigarettes.

Sec. 2. That section 77-2602, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2602. Beginning on July 1, 1947, every person engaged in distributing or selling cigarettes at wholesale in this state shall pay to the Director of the Department of Agriculture and

Inspection of this state *State Tax Commissioner* a special privilege tax, in addition to all other taxes, prior to or at the time of the sale, gift, or delivery to the retail dealer in the several amounts as follows: On all cigarettes three cents per package containing not more than twenty cigarettes, and on packages containing more than twenty cigarettes a tax of three cents for the first twenty cigarettes and three cents for each twenty cigarettes or fractional part thereof in excess of twenty cigarettes. The proceeds of such tax shall be placed in the General Fund to be appropriated by the Legislature.

Sec. 3. That section 77-2603, Revised Statutes Supplement, 1951, be amended to read as follows:

77-2603. The tax, as levied in section 77-2602, shall be paid and the stamps or cigarette tax meter impressions, hereinafter provided for, shall be affixed or printed with a cigarette tax meter by the person having possession and ownership of such cigarettes after the same shall have come to rest in this state and intended to be sold or given away in this state; *Provided*, that nothing in sections 77-2601 to 77-2615 shall be construed to require a wholesale dealer to fix the retail price or to require any retailer to sell at any particular price. Subject to such rules and regulations as the director *commissioner* shall prescribe, tax meter machines may be used when approved by the director *commissioner* to affix a suitable stamp or impression on each package of cigarettes. Before any wholesale dealer shall be issued a permit to affix stamps or cigarette tax meter impressions, he shall make application to the director *commissioner* on a form provided by the Department of Agriculture and Inspection *commissioner* to engage in such activity and, if approval is given by the director *commissioner*, the dealer shall furnish a corporate surety bond, conditioned to faithfully comply with all the requirements of sections 77-2601 to 77-2615, in a sum not less than one thousand dollars.

Sec. 4. That section 77-2604, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2604. Every wholesale dealer and retail dealer who is subject to the provisions of sections 77-2601 to 77-2615, shall make and file with the Department of Agriculture and Inspection *State Tax Commissioner*, on or before the tenth day of each calendar month on blanks furnished by the director *commissioner* thereof, true, correct and sworn reports, covering for the last preceding calendar month, the number of cigarettes purchased,

from whom purchased, the specific kinds and brands thereof and such other matters and in such detail as the director *commissioner* may require.

Sec. 5. That section 77-2605, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2605. The books, records, papers, receipts, invoices and supply of cigarettes of any person, including wholesale and retail dealers and persons transporting cigarettes, subject to the provisions of sections 77-2601 to 77-2615 which pertain to the purchase or sale of cigarettes shall be subject to inspection at any time during ordinary business hours by the Director of the Department of Agriculture and Inspection *State Tax Commissioner* or his representatives.

Sec. 6. That section 77-2606, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2606. Before being delivered to the consumer, each package of cigarettes shall have securely affixed thereto a suitable stamp or cigarette tax meter impression denoting the tax thereon. Any stamp so affixed shall be properly canceled prior to removal or consumption under such regulations as the Director of the Department of Agriculture and Inspection *State Tax Commissioner* shall prescribe.

Sec. 7. That section 77-2608, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2608. The director *commissioner* shall prepare and have suitable stamps for use on each kind of piece or package of cigarettes, except where cigarette tax meter impressions are affixed. Requisition for the preparation of such stamps shall be made through the office of the State Purchasing Agent as other state supplies are requisitioned, and the director *commissioner* and his bondsman shall be liable for the value of all such stamps delivered to him. The Auditor of Public Accounts shall audit annually or as often as the auditor deems advisable the records of the director *commissioner* with respect to the money received from the sale of stamps and as revenue from tax meter impressions for the purpose of determining the accuracy and correctness of the same. The director *commissioner* shall sell the stamps only to the licensed wholesale dealers, as defined in section 77-2601, and he shall keep an accurate record of all stamps coming into and leaving his hands. Such stamps shall

be sold and accounted for at the face value thereof, except that the director *commissioner* may, by regulation certified to the State Treasurer, authorize the sale thereof to wholesale dealers in this state or outside of this state at a discount not exceeding five per cent of such face value as a commission for affixing and cancelling such stamps. The money received by the director *commissioner* from the sale of said such stamps and as revenue from such tax meter impressions shall be deposited by him daily with the State Treasurer, who shall credit such money to the General Fund of the State of Nebraska.

Sec. 8. That section 77-2609, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2609. Any spoiled or unused stamps in the hands of the director *commissioner* shall be destroyed upon the joint certificate of the said director *commissioner*, the State Treasurer and the Secretary of State, setting forth the number, denomination and face value of the same. Such certificate shall relieve the director *commissioner* from accountability in the amount thereof.

Sec. 9. That section 77-2610, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2610. Upon the written request of the original purchaser thereof and upon the return of any unused stamps, the director *commissioner* shall redeem such stamps. The director *commissioner* shall prepare a voucher showing the amount of such returned unused stamps and the Auditor of Public Accounts shall draw his warrant upon the State Treasurer for such amount in favor of the person returning such unused stamps. By the terms of sections 77-2601 to 77-2615, the director *commissioner*, the Auditor of Public Accounts and the State Treasurer are specifically authorized to adjust all errors in payments for unused stamps and to charge the same against the cost of administering and managing the Tobacco Tax Fund.

Sec. 10. That section 77-2612, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2612. The director *commissioner* is hereby authorized to employ, with the advice and consent of the Governor, a sufficient number of inspectors, clerks, assistants and agents to enforce the provisions of sections 77-2601 to 77-2615 77-2622, including the collection of all stamp taxes and all revenue from cigarette tax meters provided for herein. In such enforcement the director

commissioner may call to his aid the Attorney General, any county attorney, any sheriff, deputy sheriff or other peace officer. The compensation of all persons employed hereunder shall be fixed by the Governor and shall be paid from the revenues derived under the provisions of sections 77-2601 to 77-2615 77-2622. The expenses of administering sections 77-2601 to 77-2615 77-2622, including necessary assistants, clerical help, cost of enforcement, cost of stamps and incidental expenses, when approved by the *director commissioner*, shall be defrayed out of the funds collected thereunder by warrant issued against the Tobacco Tax Fund but the same shall not exceed four per cent of such collection, said expenses in each instance to be approved by the Director of the Department of Agriculture and Inspection *State Tax Commissioner*. The *director commissioner* is hereby authorized to promulgate rules and regulations which are consistent with the provisions of sections 77-2601 to 77-2615 and its proper enforcement. Each wholesale dealer shall make application to the director, upon forms to be furnished by the Department of Agriculture and Inspection *State Tax Commissioner* for a permit to use the tax meter machines, as set forth in section 77-2603, or to purchase said stamps as provided in section 77-2608, or both. Each wholesale dealer shall furnish with such application evidence satisfactory to the *director commissioner* showing that he has obtained a license as a wholesale dealer in accordance with section 28-1025. He shall accompany said application with a fee of one dollar to be placed in the General Fund if the permit is granted and otherwise to be returned to the applicant. If the application is approved and the bond referred to in section 77-2603 is given and approved, if such bond is required under said section 77-2603, the *director commissioner* shall issue such license which shall be conspicuously posted in the place of business of such wholesale dealer.

Sec. 11. That section 77-2617, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2617. Every person, firm, corporation, or association, using cigarettes subject to taxation on the use thereof under the provisions of sections 77-2616 to 77-2619, shall pay such tax and make report thereof to the Department of Agriculture and Inspection *State Tax Commissioner* under such rules and regulations as may be prescribed by the *department commissioner*.

Sec. 12. That section 77-2618, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-2618. If the tax provided for in section 77-2616 is not paid within such time as may be prescribed for payment thereof by rules and regulations prescribed by the Department of Agriculture and Inspection *State Tax Commissioner*, the same shall become delinquent and a penalty of twenty-five per cent shall be added thereto, together with interest at the rate of one per cent per month until paid. If attorneys are employed to collect such delinquent tax, ten per cent of the tax, penalty, and interest shall be added thereto as a part of the costs of collection.

Sec. 13. That section 77-2620, Revised Statutes Supplement, 1951, be amended to read as follows:

77-2620. All cigarettes subject to the tax as imposed by section 77-2602, to which stamps have not been affixed, as required by sections 77-2601 to 77-2615, except as permitted by the provisions of section 77-2607, found in any place in this state are declared to be contraband goods and may be seized by the Director of Agriculture and Inspection *State Tax Commissioner*, his agents or employees, or by any peace officer of this state, when directed by the director *commissioner* to do so, without a warrant. The director *commissioner* may, upon satisfactory proof, direct the return of any confiscated cigarettes when he shall have reason to believe that the owner thereof has not willfully, or intentionally evaded any tax imposed under section 77-2602. The director *commissioner* may, in the absence of proof of good faith, confiscate any unstamped cigarettes found in the possession of any person, except as permitted by the provisions of section 77-2607, and may within a reasonable time thereafter, by a public notice of at least fifteen days before the day of sale, sell such confiscated cigarettes at public sale and pay the proceeds into the state treasury, and the State Treasurer shall credit the same to the General Fund. Any purchaser of such cigarettes shall be required to purchase, and affix the stamps, as required by sections 77-2601 to 77-2615. The seizure and sale of any cigarettes under the provisions of this section shall not relieve any person from a fine, imprisonment, or other penalty for violation of the provisions of sections 77-2601 to 77-2615. The director *commissioner*, his agents, employees, and any peace officer of this state, when directed so to do, shall not in any way be responsible in any court for the seizure or the confiscation of any unstamped packages of cigarettes.

Sec. 14. That section 77-2621, Revised Statutes Supplement, 1951, be amended to read as follows:

77-2621. Any common carrier of merchandise owning or operating any railroad, express company, bus, truck, or other transportation line or routes for the transportation of merchandise in the State of Nebraska, upon application and filing of a bond in form and penalty and with such sureties as may be approved by the Director of Agriculture and Inspection *State Tax Commissioner*, may be designated as a carrier of unstamped cigarettes from any bonded warehouse to a licensed wholesale tobacco dealer in the State of Nebraska, and a carrier's permit shall be issued by the *director commissioner* upon receipt of a fee of one dollar. One of the conditions of such bond shall be that the bonded carrier shall be liable to the State of Nebraska in an amount equal to the tax due on the quantity of cigarettes consigned to the licensed tobacco dealer."

2. Amend the title of the bill, by striking lines 2 to 18, and inserting in lieu thereof the following:

"FOR AN ACT to amend sections 77-2601, 77-2602, 77-2605, 77-2604, 77-2606, 77-2608, 77-2609, 77-2610, 77-2612, 77-2617, and 77-2618, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2603, 77-2620, and 77-2621, Revised Statutes Supplement, 1951, relating to revenue and taxation; to redefine terms; to provide for the transfer of duties, powers and functions from the Department of Agriculture and Inspection to the State Tax Commissioner with respect to the administration of the collection of taxes on cigarettes, as provided in Chapter 77, article 26, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to repeal the original sections."

Bracketed.

LEGISLATIVE BILL 202. Read and considered.

Advanced to E and R for review.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 384. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 316. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Wilson introduced Rev. Adrian Edgar, Pastor, Methodist Church, and twelve students from Norfolk High School, Norfolk, Nebraska.

Mr. Coffey introduced Mr. Albert Burt, Holdrege, Nebraska.

Mr. Brown introduced Mr. Charles D. Shipman, Superintendent of Thomas County High School, Thedford, Nebraska, and Mr. Lynn W. Schwier, Coach, Thedford, Nebraska.

LEGISLATIVE BILL 319. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review.

Approved by the Governor

March 13, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 12, 1953, he approved L. B. 123 and on March 13, 1953, he approved L. B. 345, L. B. 351, L. B. 69, L. B. 93, L. B. 124, L. B. 149 and L. B. 240.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

LEGISLATIVE BILL 390. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 346. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for review.

Members Excused

Mr. Hubka was excused for the remainder of the morning.

Mr. Kotouc was excused for the remainder of the day.

Visitors

Mr. Brower introduced his son, John M. Brower, of Fullerton, Nebraska.

Member Excused

Mr. Brower was excused for the remainder of the morning.

LEGISLATIVE BILL 475. Read and considered.

Advanced to E and R for review.

MOTION—Easter Recess

Mr. President: I move that when we adjourn on Thursday, April 2, 1953, we stay adjourned until Tuesday, April 7, 1953, at 10:00 a.m. (Signed) J. L. Brown

The motion prevailed.

LEGISLATIVE BILL 468. Read and considered.

Mr. Burney offered the following amendments to L. B. 468, which were adopted:

1. Amend page 2 of the bill, section 1, line 19, by striking "The director shall not" and inserting "*Neither the director nor any employee of the commission may*".

2. Amend the title of the bill, lines 4 and 5, by striking "the director shall not" and inserting "neither the director nor any employee of the commission may".

Advanced to E and R for review.

LEGISLATIVE BILL 554. Read and considered.

Advanced to E and R for review.

Members Excused

Mr. Wilson was excused for the remainder of the day.

Mr. Aufenkamp was excused for the remainder of the day.

MOTION—Advance L. B. 335

Mr. President: I move that L. B. 335 be advanced to the Committee on Enrollment and Review for review and correlation with L. B. 302, Sixty-fifth Session. (Signed) Robert D. McNutt

The motion prevailed.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 19	Friday, March 20, 1953	2:00 p.m.
L. B. 441	Friday, March 20, 1953	2:00 p.m.

Public Works

L. B. 18	Thursday, March 19, 1953	2:00 p.m.
L. B. 401	Thursday, March 19, 1953	2:00 p.m.
L. B. 426	Friday, March 20, 1953	2:00 p.m.
L. B. 431	Friday, March 20, 1953	2:00 p.m.
L. B. 433	Friday, March 20, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 162. Correctly enrolled.

LEGISLATIVE BILL 232. Correctly enrolled.

LEGISLATIVE BILL 290. Correctly enrolled.
LEGISLATIVE BILL 127. Correctly engrossed.
LEGISLATIVE BILL 133. Correctly engrossed.
LEGISLATIVE BILL 227. Correctly engrossed.
LEGISLATIVE BILL 245. Correctly engrossed.
LEGISLATIVE BILL 438. Correctly engrossed.
LEGISLATIVE BILL 181. Placed on Select File as amended.

E and R amendments to L. B. 181:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in line 6 strike ", and" and in lieu thereof insert ", and . It"; in line 8 insert a comma after the word "lodging" and also in line 13 after "advantages"; in line 13 strike "and lodging" and in lieu thereof insert "and, lodging,"; in line 22 strike "ascertain fairly" and in lieu thereof insert "ascertain fairly represent"; in lines 22 and 23 strike ", in which case" and in lieu thereof insert "; in which . In such a case,"; in lines 32 and 33 strike "; the calculation, furthermore, to" and in lieu thereof insert "; the . The calculation, furthermore, to shall also"; in line 33 before the word "average" insert "the"; at the beginning of line 39 insert "(2)"; and in line 49 strike "thereof" and in lieu thereof insert "there- of of such determination,".

2. In the bill, section 2, page 3, line 5 after the word "serving" insert "the"; at the end of line 10 insert ", so"; in line 11 strike "post, as aforesaid" and in lieu thereof insert "post, as aforesaid registered mail"; in lines 13 and 14 strike the commas and show as stricken matter; in line 16 insert a comma after the word "partnership"; insert a comma after the word "agent" in line 17, and after the word "officer" in line 19; in line 18 strike the word "as" and in lieu thereof insert "as who"; in line 20 strike the first comma and show as stricken matter; in line 21 strike "'Return receipt" aforesaid" and in lieu thereof insert "'Return return receipt" aforesaid as herein set forth"; and in line 23 strike "by post the summons" and in lieu thereof insert "by post the such summons by registered mail".

3. In the bill, section 3, page 4, line 5, strike "argument" and in lieu thereof insert "the arguments argument"; in line 8 insert a comma after "order"; and in line 17 strike ", or if insured, then" and in lieu thereof insert "or, if insured,".

4. In the bill title, after the semicolon in line 5 insert "to include overtime pay as part of the basis for determining compensation benefits under the prescribed circumstances;".

LEGISLATIVE BILL 186. Placed on Select File.

LEGISLATIVE BILL 188. Placed on Select File as amended.

E and R amendments to L. B. 188:

1. In the bill, section 1, page 2, insert a comma in line 1 after the word "person" and in line 3 after the word "lease"; before the comma in line 6 insert "of such a lease"; and at the end of line 8 strike the word "the" and in lieu thereof insert "such".

2. In the bill, section 2, page 2, line 4, strike ", and if" and in lieu thereof insert ". If"; in line 9 strike "; and the" and in lieu thereof insert ". The"; and in line 13 strike ", and if" and in lieu thereof insert ". If".

3. In the bill title line 3, before the word "refund" insert "the"; in line 4 before the word "for" insert "paid to the Board of Educational Lands and Funds by persons"; also in line 4 insert a comma after the word "lease"; insert the word "the" in line 6 after the word "upon" and in line 8 before the word "issuance"; in line 9 strike "warrant" and in lieu thereof insert "warrants"; and in line 9 before the semicolon insert "for such claims approved as prescribed and the payment thereof".

LEGISLATIVE BILL 146. Placed on Select File as amended.

E and R amendments to L. B. 146:

1. In the bill, section 1, page 2, line 10 strike "however," and show as stricken matter; and in line 12 after the first word "of" insert "a".

2. In the bill, section 2, page 2, line 4, strike the comma and show as stricken matter; in line 5 strike ", (1) upon" and in lieu thereof insert ", upon (1)"; in lines 6 and 7 strike ", or (2) upon" and in lieu thereof insert "*in accordance with section 30-1104, or (2)*"; in line 8 strike the word "upon" and show as stricken matter; in line 10 strike ", and" and in lieu thereof insert ", and,"; in line 12 strike the comma and show as stricken matter; and in line 13 strike ", who shall think proper to oppose" and in lieu thereof insert ", who shall think proper to oppose *opposing*".

LEGISLATIVE BILL 141. Placed on Select File as amended.

E and R amendments to L. B. 141:

1. In the bill, section 1, page 2, line 9 insert a comma after "attorney"; and in line 12 strike the first parenthesis and in lieu thereof insert "(,," and strike the second parenthesis and in lieu thereof insert ")",."

2. In the bill title, line 5 before the word "order" insert "the".

LEGISLATIVE BILL 310. Placed on Select File as amended.

E and R amendments to L. B. 310:

1. Strike standing committee amendment 1, since the word stricken was already shown stricken in original bill and incorrectly shown on the printed bill.

2. In the bill, section 1, page 2, insert a comma in line 4 after the word "trade" in line 18 after "contributions", and in line 24 after "contributions"; and in line 23 strike "purposes" and in lieu thereof insert "*purposes the purpose*".

3. In the bill title, line 4 after the word "for" insert "the".

LEGISLATIVE BILL 89. Placed on Select File as amended.

E and R amendments to L. B. 89:

1. In standing committee amendment 4, line 3, of original amendment after the figure 5 insert "as shown on the printed bill"; also make the same insertion in line 5 of the original amendment after the figure 6 and also after the figure 8 in said line 5.

2. As now amended and before the word "and" preceding the new subsection 6 of section 1, as last inserted, insert a comma.

3. In the Tvrdik amendment to standing committee amendment 2, line 1 of original Tvrdik amendment after "5" insert "of the mimeographed amendment, line 4 of original standing committee amendment 2".

4. In the bill, section 1, page 2, line 3, strike the first word "or"; in lines 4 and 5 strike "board of education or"; in lines 5 and 6 strike "or any school district,"; in line 11 and also in line 14, after the word "district" insert " , except as otherwise prescribed in this act,"; and in line 13 insert the word "such" after the word "from".

5. In the bill title, line 6 insert a semicolon before "to provide".

LEGISLATIVE BILL 67. Placed on Select File as amended.

E and R amendments to L. B. 67:

1. In new section 1 inserted by amendment 1 by Mr. Person, strike commencing with the words "mail on" in line 6 of the original amendments to and including the word "such" in line 8 of the original amendment (9 of mimeographed) and show the same as stricken matter and also insert "*give the notices of the expiration of the licenses of funeral directors and of the failure to pay such renewal fees substantially in the manner and times provided in section 71-110, except as to the amount of the penalty referred to in this section. If such renewal*"; also in new section 1 line 10 of original amendments (11 of mimeographed) strike ", and in" and in lieu thereof insert "*, and in . In*"; and in line 11 of original amendments (11 and 12 of mimeographed) strike "upon account" and in lieu thereof insert "*upon account because*".

2. In the bill, renumbered section 2, formerly section 1, line 6, strike ", and for that purpose" and in lieu thereof insert "*, and for . For that purpose it*"; in line 7 insert a comma after the word "inspector"; in lines 10 and 11 strike ", whose" and in lieu thereof insert "*, whose . His*"; and in line 14 strike "as hereinbefore provided" and show as stricken matter.

3. In the bill, renumbered section 3, page 2, line 1, insert a comma after "as", and in line 2 insert a comma before the word "deems"; and in line 3 after the word "assist" insert "it".

4. In the bill title, line 9 of original (8 of printed bill) before the semicolon insert "*, Reissue Revised Statutes of Nebraska, 1943*"; after the comma in second to last line insert "1943"; and after the last semicolon insert "to provide for the giving of certain notices with reference to the expiration of such licenses and the renewal thereof,".

LEGISLATIVE BILL 222. Replaced on Select File as amended.

E and R amendment to L. B. 222:

1. In enrollment and review amendment 1, at the end of line 6 on the original amendment, strike "after" and in lieu thereof insert "before".

LEGISLATIVE BILL 365. Replaced on Select File as amended.

E and R amendment to L. B. 365:

1. In the bill, section 1, line 6, strike the extra word "to" at the beginning of the line, since said word also appears at the end of line 5.

LEGISLATIVE BILL 112. Replaced on Select File as amended.

E and R amendment to L. B. 112:

1. Strike enrollment and review amendment approved March 13, 1953, and in lieu thereof in the title line 5, strike "1943" and in lieu thereof insert "1951" and do the same in new section 7 (formerly section 8) line 2, and also in new section 8 (formerly section 9) line 4.

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 250. Placed on General File.

LEGISLATIVE BILL 211. Placed on General File as amended.

Standing Committee amendments to L. B. 211:

1. Amend section 1, page 2, line 6, by inserting after the word "dollar" the words: "of actual".

2. Amend section 1, page 2, lines 8 and 9, by striking all the words and punctuation after the word "thereafter" and inserting in lieu thereof: "until the sum of six million dollars has been paid into such fund, provided, further, that any excess over six million dollars in the last year of said levy shall be paid into the General Fund."

3. Amend section 1, line 5, by striking the words "thirty-three" and inserting in lieu thereof the words: "twenty-five".

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 162

L. B. 232

L. B. 290

Adjournment

At 11:50 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned until 10:00 a.m., Monday, March 16, 1953.

Hugo F. Srb

Clerk of the Legislature

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, March 16, 1953

Pursuant to adjournment, the Legislature met at 10:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lee and Wilson, who were excused.

The Journal for the Forty-ninth Day was approved.

Communications

Resolution adopted by Plainview Chamber of Commerce, Plainview, Nebraska, on state highways. Referred to Committee on Public Works.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 256	Tuesday, March 24, 1953	2:00 p.m.
L. B. 285	Tuesday, March 24, 1953	2:00 p.m.
L. B. 286	Tuesday, March 24, 1953	2:00 p.m.
L. B. 363	Tuesday, March 24, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval at 9:00 a.m. on March 14, 1953:

L. B. 162

L. B. 232

L. B. 290

LEGISLATIVE BILL 104. Correctly enrolled.
LEGISLATIVE BILL 121. Correctly enrolled.
LEGISLATIVE BILL 173. Correctly enrolled.
LEGISLATIVE BILL 344. Correctly enrolled.
LEGISLATIVE BILL 74. Correctly engrossed.
LEGISLATIVE BILL 128. Correctly engrossed.
LEGISLATIVE BILL 137. Correctly engrossed.
LEGISLATIVE BILL 223. Correctly engrossed.
LEGISLATIVE BILL 287. Correctly engrossed.
LEGISLATIVE BILL 445. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 145. Placed on General File as amended.

Standing Committee amendment to L. B. 145:

1. Amend page 7, Section 7, Line 13, by striking the period after the words "per annum", and inserting the following words and punctuation ", providing in counties of over 200,000 inhabitants, the salary of the jury commissioner shall be fixed by the district judges, but in no event shall exceed eighteen hundred dollars per annum."

LEGISLATIVE BILL 496. Placed on General File.

LEGISLATIVE BILL 550. Placed on General File.

LEGISLATIVE BILL 551. Placed on General File as amended.

Standing Committee amendment to L. B. 551:

1. Amend page 2, Section 1., Line 10, by striking the words "thirty five" and inserting in lieu thereof the words "*one hundred*".

LEGISLATIVE BILL 553. Placed on General File.

LEGISLATIVE BILL 463. Placed on General File.

LEGISLATIVE BILL 339. Placed on General File.

LEGISLATIVE BILL 337. Placed on General File.

(Signed) Robert D. McNutt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 104
L. B. 121

L. B. 173
L. B. 344

RESOLUTIONS

LEGISLATIVE RESOLUTION 17. Re: Withdrawal of Federal Government from the Field of Gasoline Taxation.

Introduced by Karl E. Vogel of Douglas, John E. Beaver of Cuming and Tom Coffey of Harlan.

WHEREAS, the federal government now levies an excise tax of two cents per gallon on gasoline in addition to other automotive excise taxes, and all revenue from these taxes is credited to the general fund of the federal government and none of such taxes are applied directly to the highway program, and

WHEREAS every state in this nation must rely on the gasoline tax as a principal source of highway revenue, in order to finance an adequate, modern highway system so essential to the defense and welfare of this nation, and

WHEREAS the several states find themselves with highway systems in critical condition which cannot be rebuilt because the cost of rebuilding is in excess of the anticipated income from highway user taxes available to the states, and

WHEREAS the increase of highway user taxes is, of necessity, limited because of the burden of the federal tax on the motor vehicle owner on the fuel he uses on the highway, and

WHEREAS the withdrawal of the federal government from the field of gasoline taxation would enable the states to increase their highway revenue without placing an additional burden on the motor vehicle owner, and such withdrawal would still permit the federal government to have sufficient revenue from automotive taxes to more than permit the continuation of Federal Highway Aid.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States be memorialized to enact legislation providing for the withdrawal of the federal government from the field of an excise tax on gasoline.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

3. That copies of this resolution, suitably engrossed, be transmitted to the Clerk of each State Legislature asking for their support and the adoption of similar resolutions.

Visitors

Mr. McNutt introduced Mrs. Childress, Teacher, and twenty-six students from Irving Junior High School, Lincoln, Nebraska.

The President introduced U. S. Senator Dwight Griswold, Congressmen Roman L. Hruska, A. L. Miller and R. D. Harrison of Nebraska and Congresswoman Marguerite Church of Illinois, each of whom addressed the Legislature briefly.

Mr. Pizer introduced Mr. and Mrs. M. E. Crosby of North Platte, Nebraska, parents of Governor Crosby.

Escort Visitors

The President appointed Messrs. Tvrdik and Pizer to escort the distinguished visitors from the Chamber.

Visitors

Mr. Peterson introduced Carl Roos of Anselmo, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 139.

A bill for an act to amend section 26-1,104, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide that an appeal from the municipal court to the district court shall vest the district court with jurisdiction of all the issues presented by the pleadings to the municipal court; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Moulton
Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody			

Voting in the negative, 0.

Not voting, 2:

Lee Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 94.

A bill for an act to amend section 17-515, Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to reduce the interest on special assessments; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams	Britt	Cramer	Hubka
Anderson	Brown	Diers	Klaver
Aufenkamp	Carmody	Dooley	Kotouc
Beaver	Carpenter	Duis	Larkin
Bixler	Carson	Fenske	Liebers
Bridenbaugh	Cole	Hill	Lillibridge

McHenry	Marvel	Pizer	Tvrdik
McNutt	Nelson	Shultz	Vogel
Martin	Peterson	Syas	Williams

Voting in the negative, 4:

Brower	Burney	Coffey	Person
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Not voting, 3:

Lee	Moulton	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 163.

A bill for an act to amend section 16-308, Revised Statutes of Nebraska, 1943, and section 16-325, Revised Statutes Supplement, 1951, relating to cities of the first class; to authorize the appointment of a five member board of public works, with terms of five years; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Moulton
Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody			

Voting in the negative, 0.

Not voting, 2:

Lee	Wilson
-----	--------

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 277. With emergency.

A bill for an act relating to game and fish; to provide the number of lines and hooks that may be used while fishing within this state in any lake, pond, or reservoir and their inlets, outlets, and canals within one half mile of such lake, pond, or reservoir; to define one hook; to provide penalties; to provide that the provisions hereof shall not apply to ice fishing; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Anderson	Carpenter	Hill	Marvel
Beaver	Carson	Hubka	Moulton
Bixler	Coffey	Klaver	Nelson
Bridenbaugh	Cole	Kotouc	Person
Britt	Cramer	Liebers	Peterson
Brower	Diers	Lillibridge	Pizer
Brown	Dooley	McHenry	Shultz
Burney	Duis	McNutt	Vogel
Carmody	Fenske	Martin	Williams

Voting in the negative, 0.

Not voting, 7:

Adams	Larkin	Syas	Wilson
Aufenkamp	Lee	Tvrdik	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 46.

A bill for an act to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the mourning dove as a nongame bird in the provisions of Chapter 37, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 24:

Anderson	Carmody	Hubka	Moulton
Beaver	Carpenter	Liebers	Nelson
Bixler	Cramer	McHenry	Peterson
Bridenbaugh	Diers	McNutt	Pizer
Brower	Dooley	Martin	Shultz
Brown	Hill	Marvel	Vogel

Voting in the negative, 13:

Adams	Coffey	Fenske	Person
Aufenkamp	Cole	Kotouc	Syas
Britt	Duis	Larkin	Williams
Carson			

Not voting, 6:

Burney	Lee	Tvrdik	Wilson
Klaver	Lillibridge		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 194. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 210. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 181. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 186. Advanced to E and R for engrossment.

LEGISLATIVE BILL 146. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 310. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 89. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Bracketed.

LEGISLATIVE BILL 67. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 222. E and R amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 365. E and R amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 112. E and R amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for engrossment.

Members Excused

Messrs. Aufenkamp and Adams were excused for the remainder of the morning.

Visitors

Mr. Brower introduced Mr. Milton Galley of Columbus, Nebraska.

Mr. Hill introduced Mr. Donald E. Ringstmeyer, Teacher, and twenty-seven students from Carleton, Nebraska; also the following sponsors: Mr. and Mrs. Milford Brenigar, Mr. Wm. Lautenschlager, Mr. and Mrs. Elmer Werner, Mr. and Mrs. Ivan Miller, Mr. Leo Lange and Mr. and Mrs. Ralph Croft.

Mr. McNutt Presiding**GENERAL FILE**

LEGISLATIVE BILL 380. Bracketed.

LEGISLATIVE BILL 23. Bracketed until March 23, 1953.

LEGISLATIVE BILL 191. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 230. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 527. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 377. Laid over.

LEGISLATIVE BILL 483. Laid over.

LEGISLATIVE BILL 563. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 48. Bracketed until March 18, 1953.

LEGISLATIVE BILL 323. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 244. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 313. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Mr. Burney offered the following amendment to Standing Committee amendment 1, which was adopted:

“Amend the committee amendment by inserting after the words “fifteen miles” the following words “*on a reasonably improved highway*” and repeat this amendment in the last line of the committee amendment.

Advanced to E and R for review.

Announcement—Executive Session

Mr. Klaver announced that the Committee on Labor and Public Welfare would have an executive session today at 1:30 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 446. Placed on Select File as amended.

E and R amendments to L. B. 446:

1. Strike standing committee amendment 3, title being corrected under authority of Tvrdik amendment.

2. In amendment by Mr. Tvrdik, lines 2 and 3 strike “1943, 1952 Re-Issue” and in lieu thereof insert “1951”; also renumber the newly inserted section making it “2”.

3. In the bill, original section 2, page 2, line 1 strike “Section 1” and in lieu thereof insert “Sections 1 and 2”; in line 4 before the comma insert “and for the Clerk of the Legislature”; and in line 5 strike the word “salary” and in lieu thereof insert “salaries”.

4. In the bill, original section 3, line 1 strike “section 84-608” and in lieu thereof insert “sections 84-608 and 50-112”; and in line 2 strike the word “is” and in lieu thereof insert “are”.

LEGISLATIVE BILL 554. Placed on Select File as amended.

E and R amendments to L. B. 554:

1. In the bill, section 1, page 2, insert a comma in line 7 after the word "stream" and after the word "law", line 10 after the word "purpose", line 12 after the word "shall" and after the word "right", and in line 21 after the word "thereof"; in line 11 strike the word "of" and in lieu thereof insert "having"; in line 16 strike "for such lands" and in lieu thereof insert "for the lands upon which such water is to be used,"; in line 20 after the word "for" insert "such" and at the end of line 20 insert "the"; and in line 21 strike the word "upon" and in lieu thereof insert "upon the".

2. In the bill title line 2 strike the first word "and"; and in last line strike the period and in lieu thereof insert "under the prescribed circumstances; to fix the priority of such appropriations."

LEGISLATIVE BILL 213. Placed on Select File as amended.

E and R amendments to L. B. 213:

1. In the bill, section 3, page 2, line 12 after the word "copies" insert "thereof".

2. In the bill title lines 7 and 8 strike "remission of judgment and exoneration of surety of the recognizance" and in lieu thereof insert "the remission of judgment on the recognizance and the exoneration of the surety thereon".

LEGISLATIVE BILL 376. Placed on Select File as amended.

E and R amendments to L. B. 376:

1. In the bill, section 1, page 2, line 9 strike "The deputy" and in lieu thereof insert "(2) The deputy *superintendent*"; in line 3 after the period insert "(1)".

2. In the bill title strike commencing with the word "provide" in line 3 to the semicolon (not including) in line 5 and in lieu thereof insert "increase the limit of the salary which may be paid to the deputy superintendent as fixed by the Superintendent of Public Instruction".

LEGISLATIVE BILL 374. Placed on Select File as amended.

E and R amendment to L. B. 374:

1. In the bill, section 1, page 4, line 7 strike the word "and" and show as stricken matter.

LEGISLATIVE BILL 177. Placed on Select File as amended.

E and R amendments to L. B. 177:

1. In the bill, section 1, page 2, strike commencing with line 9 to the end of the section and in lieu thereof insert "of each legislative district of the state shall elect two delegates to such convention, hereinafter referred to as members of the constitutional convention, who shall have the qualifications of electors."

2. In the bill, section 4, page 2, line 3 strike "that is therein contained." and in lieu thereof insert "contained therein. The names of more than two candidates shall not be set forth in any one petition."; in line 4 strike the word "the" and in lieu thereof insert "his"; and strike commencing with the word "more" in line 7 to the end of the section and in lieu thereof insert "the petition or petitions for the nomination of more than two candidates. Where an elector has signed his name for the nomination of more than two candidates, his name shall not be counted for any of such candidates."

3. In the bill, section 5, page 3, line 4 strike the first comma, and in lines 4 and 5 strike "the certificate of".

4. In the bill, section 7, page 3, line 8, strike the first dotted line; in line 9 at the beginning of the line insert "To the"; in line 10 strike the second comma; and in line 36 strike ", and supplies thereof," and in lieu thereof insert ". Supplies thereof".

5. In the bill, section 9, page 5, line 9 strike ", and those" and in lieu thereof insert ". Those".

6. In the bill, section 10, line 3, strike "by law provided for in" and in lieu thereof insert "provided by law in the"; and in line 4 strike ", and returns thereof," and in lieu thereof insert ". Returns thereof".

7. In the bill, section 11, page 5, line 1, strike "delegates to" and in lieu thereof insert "members of"; and in line 5 strike "the" and in lieu thereof insert ". The".

8. In the bill, section 14, page 6, line 2, before the word "determine" insert "(1)"; and at the end of line strike "to" and in lieu thereof insert "(2)"; in line 5 strike the first word "to" and in same line strike the second "to" and in lieu thereof insert "(3)"; and in line 6 after the word "and" insert "(4) provide".

9. In the bill, section 16, page 6, line 4, strike "to the electors of the state".

10. In the bill, section 17, line 4, strike "as far as" and in lieu thereof insert "insofar as they are"; in line 3 after the word "provided" insert "for".

11. In the bill, section 20, page 6, line 2, strike "transmit without delay," and in lieu thereof insert "promptly transmit"; in line 8 strike the word "or" and in lieu thereof insert "be"; and in line 9, after the word "or" insert "by".

12. In the bill, section 21, page 7, line 3, strike the first comma.

13. In the bill, section 22 (not on the printed bill) lines 4 and 5 strike "away from home when" and in lieu thereof insert "they are away from home and are"; and in line 5 before the word "by" insert "for".

14. In the bill, section 23, page 7, strike all of section 23 commencing with the word "to" in line 1, and insert "and mileage of the members of the constitutional convention, provided for by section 19 of this act, shall be paid by warrant on the State Treasurer, upon vouchers duly certified by the presiding officer of the convention. The expenses of the preliminary survey committee, provided for by section 22 of this act, shall be paid in the same manner upon the certificate of the Chief Justice of the Supreme Court."

15. In the bill title line 4 after the word "members" insert "to be elected" in line 5 strike the word "election" and in lieu thereof insert "their election,"; in line 8 strike ", members thereof," and in lieu thereof insert "and the"; and in line 9 strike "salary; to provide for violation" and in lieu thereof insert "payment of the expenses of the members thereof; to provide the duties of certain officers; to make the failure of certain officers to perform such duties unlawful".

LEGISLATIVE BILL 236. Replaced on Select File as amended.

E and R amendment to L. B. 236:

1. In section 3, line 2, before the word "are" insert "1943,".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 12:13 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, March 17, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams, who was excused.

The Journal for the Fiftieth Day was approved as corrected.

Communications

Letter from Earl H. Grantham, Secretary, Men's Club of Florence, Omaha, Nebraska, relative to L. B. 206. Referred to Committee on Government.

Letter from Earl H. Grantham, Secretary, Men's Club of Florence, Omaha, Nebraska, relative to L. B. 14. Referred to Committee on Government.

Motion passed by officers and directors of the Omaha Real Estate Board relative to L. B. 468. Referred to committee investigating the activities and expenditures of the Nebraska Real Estate Commission.

Letter from D. T. Gustafson, Secretary-Treasurer, State Association of Mutual Insurance Companies, Oakland, Nebraska, inviting members and their wives to their annual banquet on Tuesday evening, March 24, 1953, at 6:30 p.m., in the ballroom of the Lincoln Hotel, Lincoln, Nebraska.

Approved by the Governor

March 16, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 16, 1953, he approved L. B. 63, L. B. 151, L. B. 162, L. B. 168, L. B. 232, L. B. 238 and L. B. 290.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS**Revenue**

L. B. 226	Tuesday, March 24, 1953	2:00 p.m.
L. B. 170	Thursday, March 26, 1953	2:00 p.m.
L. B. 451	Thursday, March 26, 1953	2:00 p.m.
L. B. 467	Thursday, March 26, 1953	2:00 p.m.
L. B. 415	Thursday, March 26, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on March 17, 1953, at 9:00 a.m.:

L. B. 344	L. B. 173
L. B. 121	L. B. 104

LEGISLATIVE BILL 122. Correctly enrolled.
LEGISLATIVE BILL 150. Correctly enrolled.
LEGISLATIVE BILL 175. Correctly enrolled.
LEGISLATIVE BILL 183. Correctly enrolled.

LEGISLATIVE BILL 271. Correctly enrolled.

LEGISLATIVE BILL 131. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Agriculture

LEGISLATIVE BILL 505. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 343. Indefinitely postponed.

LEGISLATIVE BILL 360. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 425. Indefinitely postponed.

(Signed) Otto Kotouc, Sr., Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 122

L. B. 175

L. B. 271

L. B. 150

L. B. 183

RESOLUTIONS

LEGISLATIVE RESOLUTION 18. Re: Committee to Study Tax Laws.

Introduced by Otto H. Liebers of Lancaster.

WHEREAS, there appears to be an inequality in the manner property of this state has been and is being valued for purposes of taxation, and

WHEREAS, some property is valued on the basis of earnings, and

WHEREAS, some property is valued on current prices, and

WHEREAS, some property is valued on replacement cost, and

WHEREAS, some property is valued arbitrarily without regard of cost or market value, and

WHEREAS, some property has never been assessed, and

WHEREAS, the Constitution of Nebraska requires taxes be levied by valuation uniformly and proportionately upon all tangible property and franchises, and uniform as to class upon all other property, and

WHEREAS, unless property is valued uniformly by county assessors or equalized by the county board as prescribed by the county board, it is difficult for the State Board of Equalization and Assessment to equalize the value of property throughout the state, and

WHEREAS, there may be other methods of determining actual value which will more nearly reflect the market value.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee of seven members to make a comprehensive and detailed study of the tax laws and report to the next regular session of the Legislature with a sound, adequate, and equitable tax program for the State of Nebraska and its governmental subdivisions. The report to provide:

(a) Methods of determining actual value of all classes of property;

(b) For an equalization of assessment between the different classes of property and among the governmental subdivisions;

(c) An effective administration for the valuation of property uniformly from the local level to the state level; and

(d) Necessary bills to be introduced in the Legislature to carry out the provisions of the report.

2. That the committee shall arrange hearings at various places throughout the state where groups of citizens and county officials shall be interviewed for the purpose of gaining all information available to help determine a proper solution to this important study.

LEGISLATIVE RESOLUTION 17.

L. R. 17 was adopted with 41 ayes, 0 nays and 2 not voting.

LEGISLATIVE RESOLUTION 16. Laid over.**BILLS ON FINAL READING**

The following bills were read and put upon final passage:

LEGISLATIVE BILL 71.

A bill for an act to amend sections 33-150, 71-110, 71-162, 71-185, 71-193.04, and 71-219, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to change the schedule of certain professional and occupational license fees and the disposition of the same; to repeal the original sections, and also sections 71-193.05, 71-193.11, and 71-236, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams	Britt	Carson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 71. (Signed) Hugh Carson

Member Excused

Mr. Bridenbaugh was excused for one and one-half hours.

LEGISLATIVE BILL 174.

A bill for an act relating to game and fish; to permit not more than two persons to apply for licenses to kill antelope or deer on a unit basis; to provide the effect of such application; to provide the effect of an ineligible person joining in such application; and to provide that no such applicant shall apply for such a permit individually.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Cramer	Larkin	Moulton
Aufenkamp	Diers	Lee	Nelson
Beaver	Dooley	Liebers	Person
Britt	Fenske	Lillibridge	Shultz
Brower	Hill	McHenry	Syas
Burney	Hubka	McNutt	Tvrdik
Carpenter	Klaver	Martin	Vogel
Coffey	Kotouc	Marvel	Williams
Cole			

Voting in the negative, 7:

Brown	Carson	Peterson	Wilson
Carmody	Duis	Pizer	

Not voting, 3:

Adams	Bixler	Bridenbaugh
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 199.

A bill for an act to amend section 85-107, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to provide that the name of the College of Engineering be changed to College of Engineering and Architecture; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams Bridenbaugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 228.

A bill for an act to repeal sections 85-152, 85-153, 85-154, and 85-155, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdek
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams Bridenbaugh

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 296.

A bill for an act to amend section 68-611, Revised Statutes Supplement, 1951, relating to social security; to increase the amount of the penalty that may be recovered when payments are delinquent; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Britt	Diers	Liebers	Pizer
Brower	Dooley	Lillibridge	Shultz
Brown	Duis	McHenry	Syas
Burney	Fenske	McNutt	Tvrdek
Carmody	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Williams

Voting in the negative, 0.

Not voting, 3:

Adams Bridenbaugh Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Cramer was excused for thirty minutes.

SELECT FILE

LEGISLATIVE BILL 188. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 141. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 446. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Mr. Tvrdik asked unanimous consent that the following amendment be adopted:

Amend L. B. 446 by striking "sixteen" in line 8 of Tvrdik amendment and inserting "eighteen" in lieu thereof and amend the title to conform.

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 213. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 376. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 177. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 236. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Aufenkamp introduced Mrs. Orris Lanning, Chairman of the Palmyra Builders Club and four members of the Club.

Mr. Liebers introduced Sister Natalie, Sister Scholastica and eleven students from St. Patricks Junior High School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 99. Read through Section 27.

Mr. Liebers offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 2, line 9, by inserting after the word "district" the following:

" , or if the petition shall be signed by fifty-one per cent of the property owners of the land within the proposed district, no election shall be necessary to establish the district".

2. Amend page 3 of the bill, section 3, line 17, by inserting after the word "formed" the words "and the area within the proposed district which each director is to represent".

Mr. Liebers offered the following amendment:

3. Amend page 6 of the bill, section 9, by striking lines 5 and 6, and inserting in lieu thereof the following:

"proposition to be voted on for each ten thousand dollars of actual valuation, or fraction thereof, or real estate and improvements thereon or".

Mr. Lillibridge offered the following amendment to the Liebers' amendment No. 3, which was adopted.

Strike "ten thousand" and insert in lieu thereof "five thousand".

Mr. Liebers' amendment as amended was adopted.

Mr. Liebers offered the following amendment, which was adopted:

4. Amend page 7 of the bill, section 9, line 25, by inserting after the word "elections" the words "involving approval or disapproval of a plan or plans calling for assessments on a unit of benefit basis".

Mr. Kotouc offered the following amendment, which was adopted:

Amend page 7, section 10, line 1, by striking the words "a majority" and inserting in lieu thereof "three-fifths".

Mr. Liebers offered the following amendments, which were adopted:

5. Amend page 8 of the bill, section 13, by striking lines 3 to 5, and inserting "of the district".

6. Amend page 8 of the bill, section 14, line 1, by striking the word "shall" and inserting in lieu thereof the word "may".

Mr. Aufenkamp offered the following amendments, which were adopted:

1. Amend page 9 of the bill, section 16, lines 5 and 7, by striking "twenty" and inserting "five", and line 9, by striking "a majority" and inserting "three-fifths".

2. Amend page 11 of the bill, section 21, line 5, by striking "twenty" and inserting "five", and line 10, by striking "twenty" and inserting "five", and line 12 by striking "a majority" and inserting "three-fifths".

Mr. Lillibridge offered the following amendment which was adopted:

Strike the word "actual" in line 5, section 27, and insert the word "assessed".

Laid over.

Visitors

Mr. Brown introduced Mrs. John M. Gentry of Whitman, Nebraska.

Communications

Letter from former Senator Thomas H. Adams stating that he is sending a shipment of shamrocks to be distributed to each member of the Legislature.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 397	Monday, March 30, 1953	2:00 p.m.
L. B. 398	Monday, March 30, 1953	2:00 p.m.
L. B. 405	Monday, March 30, 1953	2:00 p.m.
L. B. 511	Monday, March 30, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 73. Correctly enrolled.
LEGISLATIVE BILL 139. Correctly enrolled.
LEGISLATIVE BILL 277. Correctly enrolled.
LEGISLATIVE BILL 112. Correctly engrossed.
LEGISLATIVE BILL 134. Correctly engrossed.
LEGISLATIVE BILL 135. Correctly engrossed.
LEGISLATIVE BILL 136. Correctly engrossed.
LEGISLATIVE BILL 197. Correctly engrossed.
LEGISLATIVE BILL 222. Correctly engrossed.
LEGISLATIVE BILL 365. Correctly engrossed.
LEGISLATIVE BILL 143. Placed on Select File as amended.

E and R amendments to L. B. 143:

1. In standing committee amendment 1, line 2, strike "person" and in lieu thereof insert "persons"; in the newly inserted matter in line 3 insert a comma after the word "children".

2. In the bill, section 2, page 3, line 18 insert a comma after the word "property".

3. In the bill, section 3, page 3, insert a comma in line 2 after the word "transfer", in line 14 after the word "thereto", and at the end of line 16.

4. In the bill title, line 7 of original (6 of printed bill) before the semicolon insert "under the prescribed conditions"; and in the next line after the semicolon insert "to define terms;".

LEGISLATIVE BILL 476. Placed on Select File as amended.

E and R amendments to L. B. 476:

1. In standing committee amendment 5, at the beginning of newly inserted matter insert "(2)"; in the same line after the word "in" insert "subsection (1) of"; in line 5 (6 of mimeographed) strike "by law or regulation" and in lieu thereof insert "to maintain by law or the regulations"; and in the next line strike "to maintain".

2. In the bill, section 1, page 2, line 3 before the word "Not" insert "(1)".

LEGISLATIVE BILL 14. Replaced on Select File as amended.

E and R amendment to L. B. 14:

1. In the original bill, section 1, line 3 strike the word "the" after the word "fact" and in lieu thereof insert "that". It is correct on the printed bill.

LEGISLATIVE BILL 132. Replaced on Select File as amended.

E and R amendment to L. B. 132:

1. In the bill, section 1, line 4, strike the extra "of" at the end of the line.

LEGISLATIVE BILL 140. Placed on Select File as amended.

E and R amendment to L. B. 140:

1. In the bill title, before the last semicolon insert "by the pleadings".

LEGISLATIVE BILL 202. Placed on Select File as amended.

E and R amendment to L. B. 202:

1. In the bill, section 1, page 2, line 12 strike "in the same manner as" and in lieu thereof insert "substantially in the same manner as is"; in line 13 after the first comma insert "Reissue"; and strike commencing with the second comma in line 14 to, but not including, the period in line 17.

LEGISLATIVE BILL 269. Placed on Select File as amended.

E and R amendments to L. B. 269:

1. In standing committee amendment, line 5 of original (5 and 6 of mimeographed) insert a comma after the word "regulations".

2. In the bill, section 1, page 2, line 7 strike ", and that the" and in lieu thereof insert ". Such".

3. In the bill, section 2, page 2, line 5, strike the word "to" and in lieu thereof insert "for"; and in line 9 insert a comma after "compact".

4. In the bill, section 3, page 2, line 3 after the word "the" insert "Interstate".

5. In the bill title, at the end of line 2 insert a comma; in line 5 strike "for authority of"; and in line 6 after the word "Governor" insert "with authority"; in line 7 strike the word "and" after the semicolon; and in the last line before the period insert "; to permit the Governor to appoint an assistant representative; to provide his powers; to limit the power of the Governor or the assistant representative to put into effect any rules, regulations, or decisions affecting the oil industry in Nebraska".

LEGISLATIVE BILL 563. Placed on Select File as amended.

E and R amendments to L. B. 563:

1. In the bill, section 1, page 2, line 3 after the word "nine" insert a comma.

2. In the bill title, insert a comma in line 4 after the word "nine" and in line 7 after the word "Company".

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 453. Placed on General File.

(Signed) Charles Wilson, Chairman

Public Works

LEGISLATIVE BILL 29. Placed on General File as amended.

Standing Committee amendments to L. B. 29:

1. Amend page 2 of the bill, lines 9 and 10, by striking the words and punctuation " , in lieu of the usual numbers"; lines 11 and 12, by striking the words "the regular registration fee and an additional", and inserting in lieu thereof the word "a".

2. Amend the title of the bill, line 5, by striking the words and punctuation " , in lieu of the usual numbers".

LEGISLATIVE BILL 276. Indefinitely postponed.

LEGISLATIVE BILL 314. Placed on General File as amended.

Standing Committee amendments to L. B. 314:

1. Amend page 2 of the bill, section 1, line 3, by striking "thirty" and inserting "forty", and at the end of line 12, by adding a new sentence to read as follows:

"Any motor vehicle that antique car license plates have been issued for shall only be used for special occasions such as display and parade purposes."

2. Amend the title of the bill, line 3, by striking "thirty" and inserting "forty", and line 7, by inserting after "therefor" the following:

"; to provide when a motor vehicle for which such license plates have been issued may be used ".

(Signed) Hugh Carson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 73

L. B. 139

L. B. 277

Adjournment

At 12:01 p.m., on a motion by Mr. Britt, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, March 18, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Fifty-first Day was approved.

Communications

Letter from Earl H. Grantham, Secretary, Men's Club of Florence, Omaha, Nebraska, relative to L. B. 305. Referred to Committee on Public Works.

Letter from Earl H. Grantham, Secretary, Men's Club of Florence, Omaha, Nebraska, relative to L. B. 412. Referred to Committee on Judiciary.

Resolution adopted by Nebraska Christian Fellowship Board relative to L. B. 206. Referred to Committee on Government.

Message from the Governor

March 17, 1953

To the President, the Speaker,
and Members of the Legislature:

This is to advise you that subject to the approval and con-

sideration of Your Honorable Body, I have appointed L. N. Ress as State Engineer, effective April 1, 1953.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

Referred to Committee on Committees.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 127.

A bill for an act to amend section 30-1706, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to reconcile the requirements of notice of publication in short form proceedings to admit will to probate and in proceedings for determination of heirship; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carson	Klaver	Person
Anderson	Coffey	Kotouc	Peterson
Aufenkamp	Cole	Lee	Pizer
Beaver	Cramer	Liebers	Shultz
Bixler	Diers	Lillibridge	Syas
Brower	Dooley	McHenry	Tvrдик
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Williams
Carmody	Hill	Nelson	Wilson
Carpenter	Hubka		

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh	Larkin	McNutt	Moulton
Britt			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanations of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 127. (Signed) Howard L. Britt

Mr. President: Had I been present, I would have voted "aye" on L. B. 127. (Signed) Hal Bridenbaugh

LEGISLATIVE BILL 133.

A bill for an act to amend section 83-455, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to remove the maximum age limit for confinement in the state reformatory; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Bridenbaugh Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 133. (Signed) Hal Bridenbaugh

LEGISLATIVE BILL 227.

A bill for an act to amend section 85-139, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to provide that certain male students attending the University of Nebraska shall attend and take studies and other exercises in military science and tactics, naval science, or air science and tactics; and to repeal the original section, and also sections 85-140, 85-141, 85-142, 85-143, and 85-144, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Britt	Diers	Lillibridge	Shultz
Brower	Dooley	McHenry	Syas
Brown	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Williams
Carmody	Hill	Marvel	Wilson
Carpenter	Klaver	Moulton	

Voting in the negative, 1:

Adams

Not voting, 3:

Bridenbaugh Hubka Vogel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 227. (Signed) Hal Bridenbaugh

LEGISLATIVE BILL 245.

A bill for an act to amend section 37-418, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the boundaries of the game refuge along the bank of the Niobrara River; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carmody	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Tvrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Martin	Williams
Burney	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Carpenter	Coffey	Syas
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 438.

A bill for an act to amend section 83-308, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to eliminate the maximum salary and provisions for increase for superintendents of the three state hospitals for the mentally ill; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Aufenkamp	Carpenter	Larkin	Person
Beaver	Carson	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Cramer	McNutt	Shultz
Britt	Diers	Martin	Syas
Brower	Dooley	Marvel	Tvrdik
Brown	Duis	Moulton	Vogel
Burney	Hill	Nelson	Wilson
Carmody	Kotouc		

Voting in the negative, 6:

Anderson	Fenske	McHenry	Williams
Coffey	Klaver		

Not voting, 3:

Adams	Hubka	Lillibridge
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 18, 1953, at 9:30 a.m.:

L. B. 73	L. B. 122	L. B. 183
L. B. 139	L. B. 150	L. B. 271
L. B. 277	L. B. 175	

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 17

Unanimous Consent—Bracket Bill

Mr. Cramer asked unanimous consent to hold L. B. 177 in Enrollment and Review Committee.

Consent was granted.

SELECT FILE

LEGISLATIVE BILL 374. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 143. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Bracketed.

LEGISLATIVE BILL 476. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Laid over.

LEGISLATIVE BILL 132. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 140. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 269. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 99. Read from Section 28.

Mr. Liebers offered the following amendment, which was adopted:

7. Amend page 15 of the bill, section 29, line 5, by striking "three-fourths" and inserting "fifty-one per cent".

Mr. Aufenkamp offered the following amendment, which was adopted:

Amend page 16, section 30, line 27, by striking "a majority" and inserting in lieu thereof "three-fifths".

Mr. Kotouc offered the following amendment, which was adopted:

Amend page 2 of the bill, section 2, line 9, as amended by the Liebers amendment found in the Legislative Journal for the Fifty-first Day, by striking the words "fifty-one" and inserting the word "sixty" in lieu thereof.

Mr. Beaver offered the following amendment, which was adopted:

1. Amend page 14 of the bill, section 27, line 12 by inserting before "The" the following:

"It shall be the duty of the treasurer of the board to apply for and receive from the county treasurer all money to the credit of the district."

Mr. Dooley offered the following amendments, which were adopted:

1. Amend page 3 of the bill, section 4, line 6, by inserting before the word "If" the following:

"The county board must secure the concurrence of the local soil conservation district board of supervisors. Boundaries must include all areas draining to a definite point."

2. Amend page 8 of the bill, section 14, line 7, by adding a new sentence to read as follows:

"The board of directors shall in all cases use present available surveys and data, and state and federal engineering services."

3. Amend page 9 of the bill, section 15, line 8, by striking "others practicing soil conservation" and inserting "the state soil conservation committee", and in line 9, by striking "he" and inserting "they".

4. Amend page 9 of the bill, section 15, line 6, by striking "may" and inserting "shall".

5. Amend page 9 of the bill, section 17, line 5, by inserting before "The" the following:

"Units of benefit or assessment may also be assessed to units contributing excessive silt or runoff which must be controlled."

Mr. Duis offered the following amendment, which was adopted:

Amend page 7, section 11, by adding after the word "shall" in line 1, the words "be any person, or the officer or representative of any firm, partnership or corporation, owning property in said district and shall".

Mr. Carmody offered the following amendment, which was adopted:

Amend Sec. 3, subsection 6, line 17, by adding the words "of whom not less than twenty per cent shall reside on farms".

Mr. Anderson moved that L. B. 99 be laid over for one week.

The motion lost with 10 ayes, 24 nays and 9 not voting.

Mr. Hubka moved that L. B. 99 be laid over until Monday, March 23, 1953.

The motion lost.

Mr. Carpenter moved the previous question, which prevailed with 25 ayes, 0 nays and 18 not voting.

Advanced to E and R for review with 24 ayes, 0 nays and 19 not voting.

Speaker Tvrdik Presiding

Approved by the Governor

March 18, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 17, 1953, he approved L. B. 104, L. B. 121, L. B. 173 and L. B. 344.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 247	Wednesday, March 25, 1953	2:00 p.m.
L. B. 349	Wednesday, March 25, 1953	2:00 p.m.
L. B. 439	Wednesday, March 25, 1953	2:00 p.m.
L. B. 510	Wednesday, March 25, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 46. Correctly enrolled.
LEGISLATIVE BILL 94. Correctly enrolled.
LEGISLATIVE BILL 174. Correctly enrolled.
LEGISLATIVE BILL 228. Correctly enrolled.
LEGISLATIVE BILL 296. Correctly enrolled.

LEGISLATIVE BILL 78. Placed on Select File as amended.

E and R amendments to L. B. 78:

1. In section 2, line 6, strike “, but when” which was reinserted and in lieu thereof insert “, but when . When”.

2. In standing committee amendments 4 and also 5, 3rd line of the original amendments, strike “sub-section” and in lieu thereof insert “subdivision” and also in the same line in both amendments strike “and sells” and in lieu thereof insert “, sells,” and in said amendment 5, line 6 of the original, strike “however,”; insert a comma after second “company” in line 7 of the original amendment; and in next to the last line of said amendment strike “paragraphs” and in lieu thereof insert “subdivisions”; and in the last two lines strike “immediately above” and in lieu thereof insert “of this section”.

3. In standing committee amendment 6, line 6 of the original, insert a comma after “cranes” and in line 8 of original, strike “the” before “annual” and in lieu thereof insert “an the”.

4. Insert a comma in section 1, line 20 before “and”; section 3 line 5 after the first word “trailer”, line 6 after “dealer”, line 8 before “or”, line 11 before the first word “or”, line 16 before “or”, line 18 before “or”, line 20 before the first word “or”, line 27 before the word “or” line 39 before “and”; section 4, line 7 before “if”, line 17 before “as”, line 25 before “or”, line 26 before “if”; section 5, line 8 before “under”, line 21 after “title”; original section 10, line 12 before “or”, line 18 before “or”, line 21 before the first word “or” and at the end of the line; and original section 11 line 19 before “or”.

5. In the bill, section 3, page 4, line 3, after the period insert “(1)”; in line 23 after the period insert “(2)”; in line 33 after the period insert “(3)”; and in lines 34 and 35 strike “as authorized hereunder” and in lieu thereof insert “, as authorized hereunder in subsection (2) of this section,”.

6. In the bill, section 4, page 5, line 3 after the period insert “(1)”; in line 6 strike the word “It” and in lieu thereof insert “(2) It Such application”; also in line 6 before the word “clerk” insert “county”; in line 8 strike “, or if not such a resident” and in lieu thereof insert “, or, if not such a resident nonresident”; in line 10 after the period insert “(3)”; in line 12 strike the word “it” and in lieu thereof insert “it the application for a new certificate of title”; in line 15 strike the word “the” and in lieu there-

of insert "*the such*"; in line 18 strike the semicolon and show as stricken matter; in line 20 strike "or" and in lieu thereof insert "or,"; in line 21 strike "or by" and show as stricken matter; in line 24 strike "*or by*"; also in line 24 strike the word "*or*" at the end of the line; in line 30 after the period insert "(4)"; in line 32 strike "*facts in such application*" and in lieu thereof insert "*facts statements in such the application for a certificate of title*"; in line 34 strike "; and if" and in lieu thereof insert "; and if . *If he is*"; in line 38 after the period insert "(5)"; in line 43 after the period insert "(6)"; and in line 44 strike the word "certificates" and in lieu thereof insert "*a certificate certificates*".

7. In the bill, section 5, page 7, line 12 after the word "by" insert "*the*"; and in line 37 strike the first comma and show as stricken matter.

8. In the bill, section 7, page 9, line 9, insert "*the*" after the word "from".

9. In the bill, section 8, page 9, line 13 strike "as" and show as stricken matter and at the end of the line insert "*a*".

10. In the bill, original section 9, line 7 after the word "upon" insert "*the*"; and in line 12 before the word "to" insert "*of the department*".

11. In the bill, original section 12, page 12, line 19 after the word "*all*" insert "*such*".

12. In the bill title, line 15 of original (14 of printed bill) after the last word "in" insert "*the*"; in the next line before the word "Department" insert "*the*"; in line 21 of original (19 of printed bill) after the semicolon insert "to provide for an annual registration fee for corn shellers, well-drilling outfits, self-propelled cranes, and similar vehicles as prescribed;"; in the next line before the word "Department" insert "*the*"; in lines 24 and 25 of original (22, 23, and 24 of printed bill) strike "this act" when used in Chapter 60, article 6, Reissue Revised Statutes of Nebraska, 1943" and in lieu thereof insert "terms for the purposes of this act"; in line 30 of original (28 of printed bill) strike "instruments showing the transaction" and in lieu thereof insert "*such instruments*"; in the next line before the word "purchase" insert "*the*"; in next line strike "for manufacture, and deliver" and in lieu thereof insert ", the manufacture of, and the delivery of" also strike the comma after the said word "for" so stricken, which, is only on the original bill; and in the next line strike ", and" and in lieu thereof insert "; to provide".

LEGISLATIVE BILL 130. Placed on Select File as amended.**E and R amendments to L. B. 130:**

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 8 after the period insert "(2)"; also at the end of line 8 insert ", as referred to in subsection (1) of this section,"; in lines 9 and 10 strike ", and it" and in lieu thereof insert "; and it . *Such probationary conditions*"; insert a comma in line 10 after the word "include" and after "conditions", and in line 12 after the word "injurious"; in line 27 after the period insert "(3)"; in line 28 after the word "may" insert "(a)"; in line 29 strike "; may," and in lieu thereof insert "*referred to in subsections (1) and (2) of this section ; may , (b)*"; also in line 29 strike "violations of the" and in lieu thereof insert "*the violation violations of such the*"; in line 32 strike "and may" and in lieu thereof insert "and may (c)"; in lines 32 and 33 strike "; and" and in lieu thereof insert "; , and (d)"; in line 33 insert the word "the" before "violation"; also in line 33 strike the first "the" and in lieu thereof insert "*such the*"; in lines 33 and 34 strike "the court may" and show as stricken matter; in line 37 after the period insert "(4)"; and in line 41 before the period insert "*provided for by subsection (1) of this section*".

2. In the bill title lines 4 and 5 of the original bill (line 4 of printed bill) strike "for revocation of parole by the court" and in lieu thereof insert "that the court may issue a warrant for the arrest of a person paroled in case of the violation of the conditions of the parole".

LEGISLATIVE BILL 446. Replaced on Select File as amended.**E and R amendment to L. B. 446:**

1. In line 3 of the original enrollment and review committee amendment 3, to line 4 of original section 2, strike the word "and" and in lieu thereof insert a comma; and in the next line of said amendment, before the quotation mark insert ", and for the first assistant clerk of the Legislature"; and in line 5 of section 2 of the bill after the word "salary" insert "*of the deputy state treasurer and to give effect to such changes in the salaries of the Clerk of the Legislature and the first assistant clerk thereof*".

(Signed) Joseph D. Martin, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 367. Placed on General File as amended.

Standing Committee amendments to L. B. 367:

1. Line 18, section 1, after the word "a" insert the words "corporate surety".
2. Line 20, strike the words "signed by at least two".
3. Strike all of line 21.
4. Strike all of line 22 preceding the word "guaranteeing".

LEGISLATIVE BILL 295. Placed on General File.

LEGISLATIVE BILL 7. Placed on General File as amended.

Standing Committee amendment to L. B. 7:

1. Amend Page 2 of the bill, section 1, line 13, by striking the word "seventy" and by inserting in lieu thereof the words "sixty-five".

LEGISLATIVE BILL 172. Placed on General File.

(Signed) Sam Klaver, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 469. Placed on General File as amended.

Standing Committee amendments to L. B. 469:

Section 3, line 11, strike the word "to"; strike the words "the fair value of" and insert in lieu thereof the word "for".

Section 4, line 21, after the word "approval" insert the words "by the owners".

Line 22, strike the word "stockholders" and insert in lieu thereof the word "stock", and immediately thereafter insert the words "of the company".

Section 5, strike the last sentence (lines 8 and 9).

Insert at the end of section 5 the following:

"The Director of Insurance shall cause a full and complete written record of the hearing to be made. Any interested party having objections to the plan or any part thereof shall fully state such objections in written form and file them with the Director prior to the hearing. Upon the hearing any objector may offer such evidence as may be determined by the Director of Insurance to be relevant and proper. Upon appeal from the order of the Director the value of each stockholder's interest in the company and the amount to be paid therefor shall not be increased or decreased by reason of any change of circumstances occurring after the filing of such order."

Section 6, line 2, after the word "Insurance" insert the following:

"disapproves the plan he shall enter a written order fully stating the reason therefor. If he".

Line 8, after the word "company" insert *"as of the date of the order"*.

Section 7, line 7, strike the comma following the word "directors" and insert in lieu thereof the word *"and"*. Strike the word *"stockholders"* and insert in lieu thereof *"owners of at least two-thirds of the stock of the Company"*. Strike all of lines 12 to 15, inclusive.

Section 8, line 5, insert the words *"present and"* following the word *"policyholders"*.

Section 9, re-number section 9 to read *"section 11"* and insert as section 9 the following: *"All reasonable expenses incurred by the Department of Insurance shall be certified to by the Director and paid by the company."*

Section 10, add the following as section 10: *"If any section of this act or any provision thereof shall be declared to be unconstitutional, invalid or inoperative in whole or in part by a court of competent jurisdiction, such section or provision shall, to the extent that it is not unconstitutional, invalid or inoperative, be enforced and effectuated and no such determination shall be deemed to invalidate or make ineffectual the remaining sections or provisions."*

LEGISLATIVE BILL 480. Placed on General File as amended.

Standing Committee amendments to L. B. 480:

Amend section 1, line 14 by striking the word "any" and inserting "a" in lieu thereof, and in the same line strike the words "of a domestic or mutual insurance".

Amend section 1, line 15, by striking the word "company".

(Signed) Otto Kotouc, Sr., Chairman

Unanimous Consent—General File

Mr. Carmody asked unanimous consent that the following bills be placed at the head of General File: L. B. 423, 211, 48, 521, 362, 167, 391, 157, 98, 399, 541 and 392. Consent was granted and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 48. Read and considered.

Mr. Larkin offered the following amendment to the Standing Committee amendment, which was adopted:

1. Amend standing committee amendment, line 3, by inserting after the word and punctuation "employees," the words and punctuation "except part-time employees,".

The Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted as amended.

Mr. Larkin moved to advance to E and R for review. The motion lost.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 46
L. B. 94

L. B. 174
L. B. 228

L. B. 296

Adjournment

At 12:01 p.m., on a motion by Mr. Kotouc, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, March 19, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Fifty-second Day was approved as corrected.

Communications

Letter from Mr. Robert K. Silverman, Omaha, Nebraska, relative to L. B. 29. Referred to the Committee on Public Works.

Letter from Mr. Thomas Zacek, President, South Omaha Bar Association, relative to L. B. 89. Referred to the Committee on Revenue.

Invitations

Invitation from Mr. W. H. Brokaw, Secretary, Great Plains Council, to the members of the Legislature to attend an address by R. W. McGinnies, Director, Rocky Mountain Forest and Range Experiment Station, at the Love Library Auditorium at the University of Nebraska on Friday evening, March 27, 1953 at 7:45 p.m.

Message from the Governor

March 18, 1953

TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:

Legislative Bill 52 is being returned to you without my signature.

Against the entire background of legislative problems this bill is perhaps a small issue. I have tried to persuade myself that it is suitable legislation but I have not succeeded.

It seems to me that the bill represents the trend toward standardizing people to suit administrative convenience. We are individuals in spite of all the laws that may be passed. We, including the children among us, are different from each other in our capacities, growth and rate of maturing. The educational system should seek to accommodate these differences.

I fear this bill tends to regiment children to serve the requirements of administration; as a matter of fact, the administration of education should serve the requirements of children. If this bill is to become law I prefer to have it happen without my signature.

Dated this 18th day of March, 1953.

(Signed) Robert B. Crosby
Governor of Nebraska

Member Excused

Mr. Hubka was excused for Friday, March 20, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Correctly engrossed.

LEGISLATIVE BILL 444. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

SUSPEND RULES—Introduce Bill

Mr. President: I move that the rules be suspended to permit the introduction of a bill to repeal L. B. 272. (Signed) Terry Carpenter

Mr. Carpenter requested a record vote.

Voting in the affirmative, 13:

Bixler	Carson	Liebers	Moulton
Britt	Duis	McNutt	Peterson
Burney	Hill	Marvel	Syas
Carpenter			

Voting in the negative, 21:

Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Lee	Pizer
Bridenbaugh	Dooley	McHenry	Shultz
Brower	Fenske	Martin	Vogel
Brown	Klaver	Nelson	Williams
Carmody			

Not voting, 9:

Adams	Diers	Larkin	Tvrdik
Anderson	Hubka	Lillibridge	Wilson
Cramer			

The motion was lost.

Visitors

Mr. Britt introduced Mr. Max Lien, Teacher, and forty-five students from the American History Class, Lincoln High School, Lincoln, Nebraska.

MOTION—Pass L. B. 52

Mr. President: I move that L. B. 52 be passed notwithstanding the objection of the Governor. (Signed) Glenn Cramer

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objection of the Governor?'"

Mr. Burney requested a Call of the House.

A Call of the House was ordered and showed 43 members present.

Mr. Wilson moved that the call be raised. The motion prevailed.

Voting in the affirmative, 22:

Anderson	Carpenter	Fenske	Marvel
Bixler	Coffey	Hill	Moulton
Bridenbaugh	Cole	Kotouc	Nelson
Brower	Cramer	Lillibridge	Shultz
Brown	Diers	McHenry	Williams
Burney	Dooley		

Voting in the negative, 17:

Aufenkamp	Hubka	Liebers	Pizer
Britt	Klaver	McNutt	Tvrdek
Carmody	Larkin	Martin	Vogel
Carson	Lee	Peterson	Wilson
Duis			

Not voting, 4:

Adams	Beaver	Person	Syas
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The bill having failed to receive a constitutional three-fifths majority, the President declared the bill failed of passage.

Visitors

Mr. McNutt introduced Mrs. Ruth Stough, Teacher, and twenty-six students from Irving Junior High School, Lincoln, Nebraska.

Statement—Introduce Bill

This bill was presented before the Government Committee at public hearing on March 18, 1953, and by unanimous vote of the 9 members present it was moved to introduce this bill to the Legislature. (Signed) Charles Wilson, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Government Committee be permitted to introduce a bill. (Signed) Charles Wilson

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 567. By Committee on Government, Charles Wilson of Madison, Chairman.

A bill for an act to amend sections 53-171, 53-168, 53-169, 53-169.01, and 53-186, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that the provisions of these sections shall not apply to the sale of beer in stadiums where professional baseball is played; to repeal the original sections; and to declare an emergency.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 74. With emergency.

A bill for an act to amend section 84-904, Reissue Revised Statutes of Nebraska, 1943, relating to rules of administrative agencies; to require public hearing and notice of the adoption, amendment, or repeal of any rule of any state agency, except as prescribed; to require that any change in the rules of such agencies be approved by certain public officials; to provide that such rules may be rejected or changed by the Legislature; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Larkin	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Carmody	Hill	Moulton	Wilson
Carpenter	Hubka	Nelson	

Voting in the negative, 1:

Burney

Not voting, 3:

Anderson Lee Lillibridge

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 74. (Signed) Lester H. Anderson

LEGISLATIVE BILL 128.

A bill for an act to amend section 16-607, Revised Statutes Supplement, 1951, relating to cities of the first class; to eliminate internal reference to a statutory section that has been repealed and substitute proper reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 137.

A bill for an act to amend sections 57-210 and 57-212, Re-issue Revised Statutes of Nebraska, 1943, relating to minerals, oil and gas; to authorize proceedings to obtain authority to execute oil, gas, or other prescribed leases by an estate, trust, or guardianship to be had and conducted in chambers before a judge of the district court; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 223.

A bill for an act to amend sections 79-1421 and 79-1429, Revised Statutes Supplement, 1951, relating to vocational education; to eliminate the provision that the State Board of Vocational Education shall hold all meetings in the State Capitol; to provide certain powers of such board; to change the name of the federal agency that the board shall cooperate with; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka		

Voting in the negative, 1:

Syas

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 287.

A bill for an act to amend section 12-103, Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide that the trustees of Wyuka Cemetery may invest funds in the same type of investments as testamentary trustees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 445. With emergency.

A bill for an act specifically to appropriate the sum of five thousand five hundred fifty-three dollars and twenty-seven cents, or so much thereof as may be necessary, out of the General Fund of the State of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy state treasurer for the term commencing January 8, 1953; to pay the premiums for policy of insurance on money and securities in connection with the office of the State Treasurer, for the period ending January 6, 1955; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Carpenter

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Announcement—Committee on Committees

Mr. Lillibridge announced there would be a meeting of the Committee on Committees in the West Senate Lounge on March 26, 1953, at 1:45 p.m., to consider the appointments of Mayme Stukel as Director of Assistance, and L. N. Ress as State Engineer.

NOTICE OF COMMITTEE HEARINGS**Agriculture**

L. B. 503	Wednesday, March 25, 1953	2:00 p.m.
L. B. 504	Wednesday, March 25, 1953	2:00 p.m.
L. B. 539	Monday, March 30, 1953	2:00 p.m.
L. B. 547	Monday, March 30, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Agriculture**

LEGISLATIVE BILL 492. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 12. Placed on General File.

LEGISLATIVE BILL 13. Placed on General File.

(Signed) Sam Klaver, Chairman

Government

LEGISLATIVE BILL 109. Placed on General File.

LEGISLATIVE BILL 108. Placed on General File.

LEGISLATIVE BILL 499. Placed on General File.

LEGISLATIVE BILL 479. Placed on General File as amended.

Standing Committee amendments to L. B. 479:

1. Amend page 2 of the bill, section 1, line 2, by striking "a school district" and inserting "one or more school districts", and lines 7 and 10, by inserting after the word "district" the words "or school districts".

2. Amend page 2 of the bill, section 2, line 14, by striking "district" and inserting "districts".

3. Amend pages 2 and 3 of the bill, section 3, lines 2, 4, and 7, by inserting after "district" the words "or school districts".

4. Amend the title of the bill, lines 4 and 5, by striking "a school district" and inserting "one or more school districts".

LEGISLATIVE BILL 297. Placed on General File as amended.

Standing Committee amendment to L. B. 297:

1. Amend page 3, section 2, line 9 by striking "*all funds*" and inserting in lieu thereof "*the proportionate share of the assets of the Municipal Retirement System which is credited to such municipality, either in securities or the cash value thereof,*"

LEGISLATIVE BILL 217. Placed on General File as amended.

Standing Committee amendment to L. B. 217:

1. Amend page 2 of the bill, section 1, line 5 by striking "or liability of the county", line 12 by inserting after the word "sheriff" the words and punctuation ", which bond may be approved by the county board, then in such case the county may pay the premium for such bond".

(Signed) Charles Wilson, Chairman

Invitation

Invitation from Thomas H. Adams to members of the Legislature, their wives, and the employees of the Legislature, to a noon luncheon and inspection of the Cushman Motor Works Plant in Lincoln, on March 24, 1953.

SELECT FILE

LEGISLATIVE BILL 14.

Mr. Adams asked unanimous consent that the following amendment be adopted:

1. Amend page 2 of the bill, section 1, lines 8 and 13, by striking the words "reasonably calculated" and "further the".

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 554. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 202. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 78. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Mr. Tvrdik offered the following amendments:

1. Amend page 4 of the bill, by adding a new section immediately after section 2, to be known as section 3, and to read as follows:

"Sec. 3. It shall be unlawful for any person to operate on any highway, in this state any motor vehicle, trailer, or semi-trailer unless such vehicle is equipped with fenders, covers, or devices, including flaps or splash aprons, or unless the body of the vehicle or attachments thereto afford adequate protection to effectively minimize the spray or splash of water or mud to the rear of the vehicle. Any one violating the provisions of this section shall be punished as provided in section 39-7,120."

2. Renumber sections 3 to 8, as sections 4 to 9, respectively, new section 9, as section 10, and renumbered sections 10 to 15, as sections 11 to 16, respectively.

3. Amend the title of the bill, line 10, by inserting after the word "prescribed" the following:

“; to provide for equipment to minimize the spray or splash of water or mud to the rear of motor vehicles, trailers, and semitrailers as prescribed; to provide penalties”.

Laid over.

LEGISLATIVE BILL 130. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 446. E and R amendment found in the Legislative Journal for the Fifty-second Day was adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for his approval on March 19, 1953, at 10:40 a.m.:

L. B. 174

L. B. 94

L.B. 296

L. B. 228

L. B. 46

LEGISLATIVE BILL 67. Replaced on Select File as amended.

E and R amendments to L. B. 67:

1. Strike the comma at the end of the newly inserted matter in line 3 of enrollment and review amendment 4 before the quotation mark and in lieu thereof insert a comma before the quotation mark in line 4 of said amendment 4 after "1943".

2. In enrollment and review amendment 3, line 2, strike the word "after" and in lieu thereof insert "before".

LEGISLATIVE BILL 237. Placed on Select File as amended.

E and R amendments to L. B. 237:

1. In the bill, section 2, page 6, line 107, strike the word "of" at the end of the line as the same appears also at the beginning of next line.

2. Insert a comma in section 3, line 49 after "profession", at the end of line 55, in line 57 after "animals" and at the end of the line, line 59 before "or", line 69 before "or", line 72 before "or", line 86 before "or", line 106 before "or", line 120

before "and", line 143 before "or", line 145 before the first "or", 163 before "or", line 169 before "or", line 178 before "or", at the end of line 186, line 190 before "or"; section 4, line 6 before "or", line 39 before "or"; section 7, before the word "or" in lines 5, 11, and 14; and section 10, line 8 before "or".

3. In the bill, section 2, line 1, strike "Section" and in lieu thereof insert "Sec."; line 27 strike the quotation marks and show as stricken matter.

4. In the bill, section 3, page 10, line 103 strike the parenthesis and in lieu thereof insert "{, "; in line 104 strike the last parenthesis and in lieu thereof insert ")", "; line 207 after the word "and" insert "(q)".

5. In the bill, section 4, page 14, line 3 after the period insert "(1)"; line 34 at the beginning of line insert "(2)".

6. In the bill, section 6, page 17, line 50 strike the quotation marks and show as stricken matter.

7. In section 12, page 24, line 10 after the word "by" insert "(1)"; in line 11 strike "or by" and in lieu thereof insert "or by (2)"; in line 12 strike "by" and in lieu thereof insert "by (3)".

8. In section 13, page 25, line 17 after the word "by" insert "(1)"; in line 18 strike "or by" and in lieu thereof insert "or by (2)"; and in line 19 strike "by both" and in lieu thereof insert "(3) by both *such a fine and imprisonment*".

9. In the bill title, line 7, before the semicolon insert "as prescribed"; at the end of line 20 insert "to prescribe penalties;"; and before the semicolon in line 23 insert "or a foreign government".

LEGISLATIVE BILL 313. Placed on Select File as amended.

E and R amendments to L. B. 313:

1. In standing committee amendment 1, line 1 of newly inserted matter, strike "; and provided further, that if," and in lieu thereof insert "(5) If".

2. In the bill, section 1, page 2, lines 32 and 33 strike "Provided, that no" and in lieu thereof insert ". (4) No ; Provided, that no".

3. Reinsert the stricken period at the end of line 35, in section 1.

LEGISLATIVE BILL 475. Placed on Select File as amended.

E and R amendment to L. B. 475:

1. In the bill, section 1, page 2, line 4, strike the comma and show as stricken matter.

LEGISLATIVE BILL 366. Placed on Select File as amended.

E and R amendment to L. B. 366:

1. In the bill, section 1, page 2, line 25 strike "or by means of" and in lieu thereof insert "or by means of"; insert a comma in line 25 before the second "or", and in line 30 before "or"; in line 26 strike the comma and show as stricken matter; and in line 29 strike the second word "or" and in lieu thereof insert "or, any".

LEGISLATIVE BILL 191. Placed on Select File as amended.

E and R amendment to L. B. 191:

1. In the bill, section 1, page 2, line 7 strike ", and such" and in lieu thereof insert ", and such . Such"; in line 8 and 9 strike "; *Provided, that the county board*" and in lieu thereof insert "; *Provided, that the . The county board boards*"; and strike commencing with the word "closing" in line 11 to and including the word "salary" in line 14, and in lieu thereof insert "*closing expiration of the time for filings the filing of certificate certificates of nomination to place name names on the ballot for the respective offices ; and provided further, that the salary . The salaries*".

LEGISLATIVE BILL 224. Replaced on Select File as amended.

E and R amendments to L. B. 224:

1. In lieu of "(5)", stricken by enrollment and review amendment 2, line 1 of original referring to standing committee amendment 4, insert "(e)".

2. In line 11 of original enrollment and review amendment 4 (line 10 of mimeographed) strike "(e)" and in lieu thereof insert "(c)".

3. In line 13 of original standing committee amendment 2 (line 14 of mimeographed) strike "State" before "Department".

4. In the bill, section 2, line 10, page 3, strike the first comma, and show as stricken matter.

(Signed) Joseph D. Martin, Chairman

Visitors

The President introduced Mr. Walter Raecke, Central City, Nebraska, former speaker of the Legislature, who addressed the Legislature briefly.

GENERAL FILE

LEGISLATIVE BILL 380. Mr. Anderson moved to advance L. B. 380 to E and R for review.

Mr. Wilson moved to indefinitely postpone, which prevailed with 20 ayes, 11 nays and 12 not voting.

LEGISLATIVE BILL 423. Laid over.

LEGISLATIVE BILL 211. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were read.

Mr. Carpenter requested a division of the question.

Standing Committee amendments Nos. 1 and 2 were considered.

Laid over.

Speaker Tvrdik Presiding

Approved by the Governor

March 19, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 18, 1953, he approved L. B. 73, L. B. 139, L. B. 277, L. B. 122, L. B. 150, L. B. 175, L. B. 183 and L. B. 271.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 71. Correctly enrolled.
LEGISLATIVE BILL 199. Correctly enrolled.
LEGISLATIVE BILL 163. Correctly enrolled.
LEGISLATIVE BILL 227. Correctly enrolled.
LEGISLATIVE BILL 245. Correctly enrolled.
LEGISLATIVE BILL 39. Correctly engrossed.
LEGISLATIVE BILL 210. Correctly engrossed.
LEGISLATIVE BILL 236. Correctly engrossed.
LEGISLATIVE BILL 253. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 71
L. B. 199

L. B. 163
L. B. 227

L. B. 245

Visitors

Mr. Person introduced Miss Nancy Cherny, Teacher, and four students from Cedar Bluffs, Nebraska.

Mr. Moulton introduced Lt. Col. Wood, Commandant of the Air Force R. O. T. C. at the University of Omaha; Major Katz and Major Wright of the Air Force R. O. T. C.; and Miss Seibert and Miss Blumer, officers of the "Angels" (Air Force R. O. T. C. Auxiliary Society).

GENERAL FILE

LEGISLATIVE BILL 48. Mr. Person offered the following amendment, which was adopted:

1. Amend page 2 of the bill, section 1, line 6 by adding a new section to read as follows:

"To effectuate the purposes of this section the heads of the department may stagger the hours and days of work of employees."

Mr. Larkin moved to advance L. B. 48 to E and R for review.
The motion lost.

LEGISLATIVE BILL 521. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-seventh Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 362. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 167. Read and considered.

Standing Committee amendment No. 1, found in the Legislative Journal for the Forty-seventh Day, was read.

Mr. Klaver moved to adopt the Standing Committee amendment.

Mr. Martin requested a record vote.

Voting in the affirmative, 3:

Aufenkamp	Britt	Vogel
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Voting in the negative, 30:

Beaver	Carson	Klaver	Nelson
Bixler	Coffey	Kotouc	Peterson
Bridenbaugh	Cole	Liebers	Pizer
Brower	Cramer	McHenry	Shultz
Brown	Diers	McNutt	Syas
Burney	Dooley	Martin	Tvrdik
Carmody	Fenske	Marvel	Williams
Carpenter	Hill		

Not voting, 10:

Adams	Hubka	Lillibridge	Person
Anderson	Larkin	Moulton	Wilson
Duis	Lee		

The motion lost.

Standing Committee amendment No. 2, found in the Legislative Journal for the Forty-seventh Day, was lost.

Advanced to E and R for review.

LEGISLATIVE BILL 391. Read.

Unanimous Consent—Add Co-introducer

Mr. Peterson asked unanimous consent to add the name of Hugh Carson as a co-introducer of L. B. 554. Consent was granted and it was so ordered.

Adjournment

At 11:57 a.m., on a motion by Mr. Carmody, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, March 20, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Hubka, who was excused.

The Journal for the Fifty-third Day was approved.

MOTION—Accept Invitation

Mr. Britt moved that the invitation from the Cushman Motor Works Plant, extended by Mr. Thomas Adams, for members of the Legislature and their wives, and the employees of the Legislature, to visit the plant on March 24, 1953, be accepted.

The motion prevailed.

Communications

Letter from Mrs. Richard Gallatin, Secretary, Belvedere Community Club of Omaha, relative to L. B. 206. Referred to the Committee on Government.

Letter from Donald Detamore, Legislative Chairman, Giltner Go-Getters Unit, Hamilton County, Giltner, Nebraska, relative to L. B. 258. Referred to Committee on Revenue.

Letter from John S. Spitler, Dunning, Nebraska, relative to L. B. 531 and L. B. 437. Referred to the Committee on Government.

Resolution from Chambers Commercial Club, Chambers, Nebraska, relative to state highways. Referred to the Committee on Public Works.

Letter from Robert Lewis Townsend, Minister, Methodist Church, Chadron, Nebraska, relative to L. B. 206. Referred to the Committee on Government.

RESOLUTIONS

LEGISLATIVE RESOLUTION 18.

Mr. Liebers offered the following amendment to L. R. 18, which was adopted:

Amend Section 1 by striking the word "seven" and inserting in lieu thereof "not to exceed nine".

L. R. 18 was adopted as amended, with 36 ayes, 1 nay and 6 not voting.

Bills Referred to Standing Committee

L. B. Committee
567.....Government

Visitors

Mr. Anderson introduced Mr. and Mrs. John Crabb of Jamaica, Iowa. Mrs. Crabb was formerly a member of the Iowa House of Representatives.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 20, 1953, at 9:30 a.m.:

L. B. 71	L. B. 199	L. B. 245
L. B. 163	L. B. 227	

(Signed) Joseph D. Martin, Chairman

Public Health and Miscellaneous Subjects**LEGISLATIVE RESOLUTION 12.** Indefinitely postponed.

(Signed) O. H. Person, Chairman

Judiciary**LEGISLATIVE BILL 330.** Placed on General File as amended.

Standing Committee amendment to L. B. 330:

1. Amend page 2, Section 1, Line 6, by striking the words "six thousand" and inserting in lieu thereof the words "fifty-six hundred".

LEGISLATIVE BILL 185. Indefinitely postponed.**LEGISLATIVE BILL 385.** Indefinitely postponed.**LEGISLATIVE BILL 395.** Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 131.

A bill for an act to amend section 60-907, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to reduce the maximum penalty for violating the provisions of Chapter 60, article 9, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Britt	Carson	Fenske
Anderson	Brower	Coffey	Hill
Aufenkamp	Brown	Cole	Klaver
Beaver	Burney	Cramer	Kotouc
Bixler	Carmody	Diers	Larkin
Bridenbaugh	Carpenter	Duis	Lee

Liebers	Martin	Peterson	Tvrdik
Lillibridge	Marvel	Pizer	Williams
McHenry	Moulton	Shultz	Wilson
McNutt	Person	Syas	

Voting in the negative, 0.

Not voting, 4:

Dooley	Hubka	Nelson	Vogel
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 112.

A bill for an act to amend sections 77-1605, 80-101, 80-103, 80-104, 80-105, and 80-107, Reissue Revised Statutes of Nebraska, 1943, and section 80-102, Revised Statutes Supplement, 1951, relating to soldiers and sailors; to change the purpose and benefits of soldiers', sailors', and marines' county relief fund; to change the manner of appointing the county service committee and when the terms of the members thereof shall expire; to provide additional duties for the county service committee; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carmody	Klaver	Moulton
Anderson	Carpenter	Kotouc	Person
Aufenkamp	Carson	Larkin	Peterson
Beaver	Coffey	Lee	Pizer
Bixler	Cole	Liebers	Shultz
Bridenbaugh	Cramer	Lillibridge	Syas
Britt	Diers	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Dooley	Hubka	Nelson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 134.

A bill for an act to amend section 28-411, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the maximum penalty for assault and battery; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carmody	Hill	Martin
Anderson	Carpenter	Klaver	Marvel
Aufenkamp	Carson	Kotouc	Moulton
Beaver	Coffey	Larkin	Person
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney			

Voting in the negative, 3:

Peterson	Williams	Wilson
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Not voting, 3:

Dooley	Hubka	Nelson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 135.

A bill for an act to amend section 29-1819, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to provide for the accused making the plea of nolo contendere under the prescribed conditions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carmody	Klaver	Marvel
Anderson	Carpenter	Kotouc	Moulton
Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Lee	Pizer
Bixler	Cole	Liebers	Shultz
Bridenbaugh	Cramer	Lillibridge	Syas
Britt	Diers	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill		

Voting in the negative, 2:

Peterson	Wilson
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Not voting, 3:

Dooley	Hubka	Nelson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 136.

A bill for an act to amend section 24-317, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in district courts; to redefine the jurisdiction in chambers of a district judge; to permit certain matters to be heard, determined, or otherwise passed upon, as prescribed, by a district judge at chambers upon the written stipulation of the parties to an action; to provide that a district judge at chambers may without notice make any order and perform any act which he may lawfully make or perform ex parte in open court as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Anderson	Bridenbaugh	Burney	Coffey
Aufenkamp	Britt	Carmody	Cole
Beaver	Brower	Carpenter	Cramer
Bixler	Brown	Carson	Diers

Duis	Lee	Marvel	Syas
Fenske	Liebers	Moulton	Tvrdik
Hill	Lillibridge	Person	Vogel
Klaver	McHenry	Peterson	Williams
Kotouc	McNutt	Pizer	Wilson
Larkin	Martin	Shultz	

Voting in the negative, 0.

Not voting, 4:

Adams	Dooley	Hubka	Nelson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 197. With emergency.

A bill for an act to amend section 23-1204.05, Revised Statutes Supplement, 1951, relating to county officers; to permit the increase of the number of deputy county attorneys in counties having a population of more than two hundred thousand inhabitants; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 34:

Adams	Carmody	Klaver	Marvel
Anderson	Carpenter	Kotouc	Person
Aufenkamp	Carson	Larkin	Pizer
Beaver	Coffey	Liebers	Shultz
Bixler	Cole	Lillibridge	Tvrdik
Bridenbaugh	Diers	McHenry	Vogel
Britt	Duis	McNutt	Williams
Brower	Fenske	Martin	Wilson
Brown	Hill		

Voting in the negative, 4:

Burney	Moulton	Peterson	Syas
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Not voting, 5:

Cramer	Hubka	Lee	Nelson
Dooley			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 222. With emergency.

A bill for an act to amend section 83-424, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to increase the mileage allowance for sheriffs for conveying convicts to the penitentiary; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Carpenter	Kotouc	Moulton
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Pizer
Bixler	Cole	Liebers	Shultz
Bridenbaugh	Cramer	Lillibridge	Syas
Britt	Diers	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Klaver		

Voting in the negative, 1:

Peterson

Not voting, 4:

Beaver	Dooley	Hubka	Nelson
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 365.

A bill for an act to amend section 71-611, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to increase the fees to be paid to local registrars; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdek
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Adams Hubka

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 78. Bracketed until Tuesday, March 24, 1953.

LEGISLATIVE BILL 563. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 67. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 237. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 313. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 475. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 366. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 191. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 224. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 189	Tuesday, March 31, 1953	2:00 p.m.
L. B. 204	Tuesday, March 31, 1953	2:00 p.m.
L. B. 214	Tuesday, March 31, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 127. Correctly enrolled.

LEGISLATIVE BILL 133. Correctly enrolled.

LEGISLATIVE BILL 287. Correctly enrolled.

LEGISLATIVE BILL 438. Correctly enrolled.
LEGISLATIVE BILL 445. Correctly enrolled.
LEGISLATIVE BILL 132. Correctly engrossed.
LEGISLATIVE BILL 146. Correctly engrossed.
LEGISLATIVE BILL 181. Correctly engrossed.
LEGISLATIVE BILL 186. Correctly engrossed.
LEGISLATIVE BILL 310. Correctly engrossed.
LEGISLATIVE BILL 376. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 127
L. B. 133

L. B. 287
L. B. 438

L. B. 445

Visitors

Mr. Brower introduced Mr. Dale Williams, Superintendent, and thirty-two students from the Silver Creek High School, Silver Creek, Nebraska.

Approved by the Governor

March 20, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 20, 1953, he approved L. B. 46, L. B. 94, L. B. 174, L. B. 228, and L. B. 296.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Member Excused

Mr. Klaver was excused for forty minutes.

Mr. Marvel Presiding**Visitors**

Mr. Diers introduced James Bollacker, Teacher; four parent sponsors, Mrs. Ahlschwede, Mrs. McGonigle, Mrs. Eberspacher and Mr. Frank Schriener; and 24 students from Beaver Crossing, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 423. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 211. Bracketed until Wednesday, March 25, 1953.

LEGISLATIVE BILL 48. Bracketed until Wednesday, March 25, 1953.

LEGISLATIVE BILL 391.

Mr. Hill moved to indefinitely postpone L. B. 391.

Member Excused

Mr. Kotouc was excused until Monday, March 23, 1953.

Mr. Carmody requested a record vote.

Voting in the affirmative, 8:

Bridenbaugh	Carpenter	Cole	Hill
Brower	Coffey	Fenske	Klaver

Voting in the negative, 25:

Adams	Cramer	McNutt	Peterson
Beaver	Diers	Martin	Shultz
Britt	Duis	Marvel	Syas
Brown	Larkin	Moulton	Tvrdik
Burney	Lee	Nelson	Vogel
Carmody	Liebers	Person	Wilson
Carson			

Not voting, 10:

Anderson	Dooley	Lillibridge	Pizer
Aufenkamp	Hubka	McHenry	Williams
Bixler	Kotouc		

The motion was lost.

Mr. Carmody moved to advance L. B. 391 to E and R for review.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 28:

Adams	Carson	McNutt	Pizer
Anderson	Diers	Martin	Shultz
Beaver	Duis	Marvel	Syas
Britt	Larkin	Moulton	Tvrdik
Brown	Lee	Nelson	Vogel
Burney	Liebers	Person	Williams
Carmody	Lillibridge	Peterson	Wilson

Voting in the negative, 9:

Bridenbaugh	Coffey	Fenske	Klaver
Brower	Cole	Hill	McHenry
Carpenter			

Not voting, 6:

Aufenkamp	Cramer	Hubka	Kotouc
Bixler	Dooley		

The motion prevailed and L. B. 391 was advanced to E and R for review.

Unanimous Consent—Consider L. B. 392

Mr. Carmody requested unanimous consent to consider L. B. 392.

Consent was granted.

LEGISLATIVE BILL 392. Read and considered.

Member Excused

Mr. Williams was excused for the rest of the day.

Mr. Carmody offered the following amendment to L. B. 392, which was adopted:

Amend Section 1, line 17, by adding the words "*first six months of the*" following the word "*ensuing*".

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Public Works**

L. B. 473	Friday, March 27, 1953	2:00 p.m.
L. B. 359	Friday, March 27, 1953	2:00 p.m.

Government

L. B. 355	Friday, March 27, 1953	2:00 p.m.
L. B. 518	Friday, March 27, 1953	2:00 p.m.
L. B. 566	Friday, March 27, 1953	2:00 p.m.
L. B. 549	Friday, March 27, 1953	2:00 p.m.

Visitors

Mr. Syas called attention to the presence of Lucile Amsbury, Principal, Mrs. Pearl McSwan, Teacher, and thirty-four students from the Eighth Grade of the Miller Park School, Omaha, Nebraska.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 188. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 107. Placed on General File as amended.

Standing Committee amendments to L. B. 107:

1. Amend page 2 of the bill, section 1, line 5, by striking the word "deliver" and inserting "delivery".

2. Amend page 3 of the bill, section 2, line 28, by inserting after the word "licensed" the punctuation and words ", or subject to licensing," and line 29, by inserting after the word "highways" the punctuation and words ", except those busses engaged entirely in transportation of passengers for hire within municipalities or in and within a radius of one mile thereof".

3. Amend the bill by adding immediately following section 2, two new sections to be known as sections 3 and 4, and to read as follows:

"Sec. 3. In the event that any taxes, penalties, or interest imposed by the provisions of this act have been erroneously or illegally collected from a special fuels dealer or user, the motor fuel tax administrator may permit such special fuels dealer or user to take credit against a subsequent tax return for the amount of the erroneous or illegal overpayment or, shall certify the amount thereof to the Auditor of Public Accounts, who shall thereupon draw his warrant for such certified amount on the State Treasurer to such special fuels dealer or user. Such refund shall be paid to the special fuels dealer or user forthwith. No refund shall be made under the provisions of this section unless a written claim therefor setting forth the circumstances by reason of which such refund shall be allowed, which claim shall be in such form as the motor fuel tax administrator shall prescribe, and shall be filed with the motor fuel tax administrator within one year from the date of the payment of the taxes erroneously or illegally collected.

Sec. 4. The Use Fuel Tax Fund shall be distributed by the State Treasurer, as follows:

(1) The State Treasurer shall first make all refunds as provided in section 66-413, Reissue Revised Statutes of Nebraska, 1943, and credit to the Division of Motor Fuels of the Department of Agriculture and Inspection such amount of the Use Fuel Tax Fund as shall be necessary, in addition to such other funds as may be available for the purpose, to pay the cost of administering and enforcing the use fuels tax laws of this state; *Provided*, that in no event shall the amount so credited exceed four per cent of the total Use Fuel Tax Fund collected.

(2) The State Treasurer shall then pay all warrants drawn by the Auditor of Public Accounts for all refunds.

(3) The remainder of the Use Fuel Tax Fund shall be distributed in the same manner and in the same percentages as that provided for distribution of the Gasoline Tax Fund in section 66-424.01, Revised Statutes Supplement, 1951."

4. Renumber sections 4 to 33, as sections 5 to 34, respectively.

5. Amend renumbered section 5, line 2, by striking "five cents per gallon" and inserting "at the rate per gallon of motor vehicle fuel tax of this state as provided by section 66-428, Revised Statutes Supplement, 1951," line 4, by striking "3" and inserting "2", line 4, by inserting after the word "vehicles" the words and figures "in subdivision (7) of section 2 of this act", line 14, by striking "3" and inserting "2", and line 16, by inserting after the word "act" the words and punctuation "shall receipt the dealer therefor, and pay to the State Treasurer, daily, all of the money, drafts, checks, post-office money orders, express money orders, and other mediums of exchange, thus received".

6. Amend renumbered section 6, line 7, by striking "3" and inserting "2".

7. Amend renumbered section 7, line 10, by striking "subject to the" and striking line 11, and inserting in lieu thereof "powered by special fuel not delivered into the fuel supply tank thereof by a special fuel dealer."

8. Amend renumbered section 10, line 4, by striking "8" and inserting "9".

9. Amend renumbered section 17, line 2, by striking "15" and inserting "16".

10. Amend renumbered section 18, line 39, by striking "a reasonable extension" and inserting "reasonable extensions", and line 40, by inserting after the word "days" the words "in the aggregate for any one return".

11. Amend renumbered section 19, lines 1 and 4, by striking "4" and inserting "5".

12. Amend renumbered section 20, line 3, by striking "4" and inserting "5".

13. Amend renumbered section 21, line 4, by striking "17" and inserting "18", line 10, by striking the words "If any special fuel dealer or", and by striking lines 11 to 15.

14 Amend renumbered section 22, line 3, by striking "4" and inserting "5".

15. Amend renumbered section 24, line 9, by striking "20" and inserting "21", and line 11, by striking "22" and inserting "23".

16. Amend renumbered section 25, line 3, by striking "4" and inserting "5".

17. Amend renumbered section 26, line 3, by striking "22" and inserting "23".

18. Amend renumbered section 28, line 4, by striking "17" and inserting "18".

19. Amend renumbered section 30, line 3, by inserting after the word "users" the words "at any time during regular business hours".

20. Amend renumbered section 34, line 12, by striking "4" and inserting "5".

21. Amend the bill by adding a new section immediately after renumbered section 34, to be known as section 35, and to read as follows:

"Sec. 35. The owner or agent of any motor vehicle equipped to carry more than seven persons for hire and engaged entirely in the transportation of passengers for hire within municipalities, or in and within a radius of one mile thereof, in lieu of the excise tax provided for in section 6 of this act, shall pay an equalization fee of a sum equal to twice the amount of the registration fee applicable to such vehicle under the laws of this state. Such equalization fee shall be paid in the same manner as the registration fee and be disbursed and allocated as registration fees."

22. Renumber sections 34 to 38, as sections 36 to 40, respectively.

23. Amend renumbered section 37, by striking lines 2 to 9, and inserting "of sections 34 or 36 of this act shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined in a sum not less than twenty-five dollars nor more than fifty dollars."

24. Amend the title of the bill, line 8, by inserting after the word "tax" the punctuation and words "; to provide an equalization fee in lieu of the excise tax provided by this act on motor vehicles with a capacity of seven or more passengers carrying passengers for hire within municipalities or in and within a radius of one mile thereof".

LEGISLATIVE BILL 110. Placed on General File as amended.

Standing Committee amendments to L. B. 110:

1. Amend Section 3, line 32, by striking the word "or".
2. Amend section 5, line 14 at the end of the line by inserting the word "or".

LEGISLATIVE BILL 176. Indefinitely postponed.

LEGISLATIVE BILL 450. Indefinitely postponed.

LEGISLATIVE BILL 281. Placed on General File.

LEGISLATIVE BILL 282. Placed on General File as amended.

Standing Committee amendment to L. B. 282:

1. Amend the bill section 1, line 7, by inserting after the word "of" the words "*not exceeding*".

(Signed) Karl E. Vogel, Chairman

Enrollment and Review

LEGISLATIVE BILL 389. Placed on Select File as amended.

E and R amendments to L. B. 389:

1. In newly inserted section 5, line 1 before "Soil" insert "(1)"; and at the beginning of line 8 insert "(2)".

2. In the bill, section 1, page 2, strike commencing with the word "The" in line 3 to and including the colon in line 9 and in lieu thereof insert "*(1) When the district is being organized, the The committee shall appoint some interested person a supervisor to act , with the four supervisors elected as provided hereinafter, as the governing body of the temporary supervisor for such proposed district , until such time as the district supervisors are elected pursuant to section 2-1518. Such district shall be a governmental subdivision of this state and a public body corporate and politic, upon the taking of the following proceedings: (2)";*

insert the word "temporary" in lines 10, 19, 25, and 31 before the word "supervisor"; in line 11, strike "(1)" and in lieu thereof insert "(a) (1)"; in line 18 insert a comma after "corporate"; in line 19 strike "(2)" and in lieu thereof insert "(2)(b)"; in line 21 strike "(3)" and in lieu thereof insert "(3) (c)"; in line 22 strike "; (4)" and in lieu thereof insert "*which shall state that two supervisors are to be elected for a term of two years and three for a term of four years, as stated in section 2-1519, and the names of those elected as such supervisors and the terms of each of them shall be certified by the temporary supervisor to the Secretary of State after the first election provided for in section 2-1518; (4) (d)*"; in line 23 strike "(5)" and in lieu thereof insert "(5) (e)"; in lines 27 and 28 strike "made, filed and recorded, as herein provided" and in lieu thereof insert "so made, and are filed and recorded in the office of the Secretary of State as herein provided"; and after the period in line 34 insert "(3) *The supervisor heretofore appointed by the committee, at the time of the original organization of such district or any successor so appointed and serving as a supervisor on the effective date of this act, shall serve until the end of his term and until his successor is elected and has qualified in accordance with this act. His elected successor shall serve for a term of four years. If there shall be a vacancy in the office of such an appointed supervisor before his term expires, it shall be filled, as is provided for by section 2-1519, for the unexpired term.*".

3. In section 2, page 3, line 16 insert a comma before "on".

4. In section 3, page 4, line 16 strike "of elected supervisors" and in lieu thereof insert "*of elected supervisors on such board*"; strike commencing with "in" in line 25 to and including the period in line 27 and in lieu thereof insert "*in any matter within their duties of the supervisors shall be required for its the determination of any matter within their duties .*"; in section 4, line 5 strike the first "of" and in lieu thereof insert "*for the*"; in line 17 strike "nor" and in lieu thereof insert "*nor ,*"; and insert a comma in lines 18 and 19 after the word "petitions".

5. In the bill title, lines 7 and 8 strike "the process of organization of such districts and"; in line 9 strike "upon liquidation" and in lieu thereof insert "; to provide for the appointment of a temporary supervisor to assist in the organization of such a district; to provide his duties; to permit the appointed supervisor of such a district to complete his term"; in line 10 before the semicolon insert "except as prescribed"; and in line 11 after "vacancies" insert "on the board".

6. Also in section 3, page 4, strike all of line 18 and in 19 up to but not including "been" and in lieu thereof insert "*any vacancy occurring in the term of the supervisor who had*"; and before the period in line 20 insert "*under the former provisions of section 2-1515 and now referred to in subsection (3) of said section, prior to the election and qualification of his successor for a four year term*".

LEGISLATIVE BILL 230. Placed on Select File as amended.

E and R amendment to L. B. 230:

1. In the bill, section 1, page 2, line 12 insert a comma after the word "science".

LEGISLATIVE BILL 468. Placed on Select File as amended.

E and R amendment to L. B. 468:

1. In the bill, section 1, page 2, insert "*the*" after the word "all" in lines 4 and 6; and insert a comma in line 5 before the word "and", line 8 before "at", line 14 before "and"; and in line 18 after "records".

LEGISLATIVE BILL 244. Placed on Select File.

LEGISLATIVE BILL 179. Placed on Select File as amended.

E and R amendments to L. B. 179:

1. In the bill, sections 1 and 2, in line 2 after the last comma in both lines insert "as amended by section 1, Legislative Bill 133, Sixty-fifth Session, Nebraska State Legislature, 1953,".

2. In the bill title, line 3 after the second comma insert "as amended by section 1, Legislative Bill 133, Sixty-fifth Session, Nebraska State Legislature, 1953,".

LEGISLATIVE BILL 6. Placed on Select File as amended.

E and R amendment to L. B. 6:

1. In the bill, section 1, page 2, line 6 after "in" insert "*the*"; in line 13 strike "or shall" and show as stricken matter; after the word "both" in line 15 insert "*such a fine and imprisonment*".

LEGISLATIVE BILL 194. Replaced on Select File as amended.

E and R amendment to L. B. 194:

1. In the bill title line 2, strike "71-121" and in lieu thereof insert "71-1,121".

LEGISLATIVE BILL 14. Replaced on Select File as amended.

E and R amendment to L. B. 14:

1. In the bill, section 1, lines 8 and 13, strike the word "of" after the word "overthrow", due to change of wording by matters stricken by last Adams' amendment.

(Signed) Joseph D. Martin, Chairman

Member Excused

Mr. Aufenkamp was excused for the rest of the day.

Adjournment

At 11:50 a.m., on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Monday, March 23, 1953.

Hugo F. Srb

Clerk of the Legislature

FIFTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, March 23, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Dooley, who was excused because of a death in the family.

The Journal for the Fifty-fourth Day was approved as corrected.

Approved by the Governor

March 20, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 20, 1953, he approved L. B. 245.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

March 21, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 20, 1953, he approved L. B. 163, L. B. 199 and L. B. 227 and on March 21, 1953, he approved L. B. 71.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Letter from U. S. Representative R. D. Harrison acknowledging receipt of Legislative Resolution 17.

Letter from the Honorable Joseph W. Martin, Jr., Speaker of the U. S. House of Representatives, acknowledging receipt of Legislative Resolution 17.

Letters from Mr. and Mrs. Vernon H. Roberts, Mrs. O. M. Fabre, George Blinco, and Mrs. Mabel Thomas, all of Chadron, Nebraska, relative to L. B. 206. Referred to Committee on Government.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 67. Correctly engrossed.

LEGISLATIVE BILL 224. Correctly engrossed.

LEGISLATIVE BILL 554. Correctly engrossed.

Presented to the Governor

Presented to the Governor for approval on March 21, 1953, at 10:00 a.m.:

L. B. 287

L. B. 438

L. B. 127

L. B. 133

L. B. 445

LEGISLATIVE BILL 74. Correctly enrolled.

LEGISLATIVE BILL 128. Correctly enrolled.

LEGISLATIVE BILL 137. Correctly enrolled.

LEGISLATIVE BILL 223. Correctly enrolled.
LEGISLATIVE BILL 140. Correctly engrossed.
LEGISLATIVE BILL 141. Correctly engrossed.
LEGISLATIVE BILL 213. Correctly engrossed.
LEGISLATIVE BILL 374. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 19. Indefinitely postponed.
LEGISLATIVE BILL 118. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of trans-acting business, the President signed

L. B. 74
 L. B. 128

L. B. 137
 L. B. 223

L. R. 18

REPORT—Legislative Council

March 21, 1953

**TO THE MEMBERS OF THE LEGISLATURE
 OF THE STATE OF NEBRASKA:**

In accordance with the provisions of Legislative Resolution 18 adopted March 20, 1953, the Executive Board of the Nebraska Legislative Council has appointed a committee of nine members to conduct a study of the tax problems of the State of Nebraska. The committee is composed as follows:

Senator Otto H. Liebers, Chairman
 Senator Arthur Carmody
 Senator Otto Kotouc
 Senator Charles F. Tvrdik
 Senator Karl E. Vogel
 Senator Robert C. Brower
 Senator O. H. Person

Senator J. Monroe Bixler
Senator Joseph D. Martin

Respectfully submitted,

NEBRASKA LEGISLATIVE COUNCIL

(Signed) Harry L. Pizer, Chairman

Mr. Pizer moved that the above report of the Executive Board of the Nebraska Legislative Council be adopted.

The motion prevailed.

Announcement—Hearing Cancelled

Mr. Marvel announced that the hearing on L. B. 204, set for March 31, 1953, has been cancelled.

MOTION—Print Bills

Mr. President: I move that 1000 copies of L. B. 206 be printed, with the amendment adopted by the Standing Committee. (Signed) J. L. Brown

The motion prevailed.

Unanimous Consent—General File

Mr. Carmody asked unanimous consent that the following bills be placed at the head of General File: L. B. 7, L. B. 172, L. B. 157 and L. B. 192. Consent was granted and it was so ordered.

SELECT FILE

LEGISLATIVE BILL 389. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 563 to Select File

Mr. Syas asked unanimous consent to return L. B. 563 to Select File for the following specific amendment: Add the emergency clause and amend the title to conform".

Consent was granted and it was so ordered.

Mr. Syas asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for engrossment.

Unanimous Consent—Attorney General's Opinion

Mr. Diers asked unanimous consent that the following Attorney General's opinion be printed in the Journal. Consent was granted and it was so ordered.

Attorney General's Opinion

March 20, 1953

Hon. H. K. Diers
State Senator
Capitol Building

Dear Senator:

You have asked whether there are any legal obstacles in the way of adding the emergency clause to L. B. 563, now pending before the Legislature. That bill would provide for the sale of the land on which the Milford Home is located. Your question arises by reason of the fact that the passage of L. B. 24 earlier in the session eliminated the need for the Home, but that bill was passed without the emergency clause and therefore will not become effective until three calendar months after the adjournment of the present session.

We can see no legal objection to adding the emergency clause to L. B. 563 to permit immediate sale of the Nebraska Industrial Home at Milford, if such is the desire of the Legislature.

The only obstacle present is a practical problem, and it may not be a problem at all. This possible practical problem exists because technically the Board of Control still has certain obligations or duties under Section 83-475 to 83-479, the repeal of which by L. B. 24 will not become effective until some time late in the summer. However, if the Board is able to make other arrangements for those who have been admitted but who will not

be able to leave the Home by the time it is sold, the practical problem will have been solved.

Very truly yours,

CLARENCE S. BECK
Attorney General

(Signed) Clarence A. H. Meyer
Clarence A. H. Meyer
Deputy Attorney General

CAHM:mk

LEGISLATIVE BILL 230. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 468. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 244. Advanced to E and R for engrossment.
LEGISLATIVE BILL 179. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 6. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 194. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 14. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Visitors

Mr. Duis introduced Mr. Ray Kline of Gothenburg, Nebraska.

Member Excused

Mr. Carson was excused at 11:30 a.m. for the remainder of the day.

Message from the Governor

March 23, 1953

To the President, the Speaker,
and Members of the Legislature:

This is to advise you that subject to the approval and consideration of Your Honorable Body, I have appointed Charles H. Yost as a member of the Merit System Council.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

Referred to the Committee on Committees.

Unanimous Consent—Withdraw Bills

Mr. Klaver asked unanimous consent to withdraw L. B. 530. Consent was granted and it was so ordered.

Mr. Moulton asked unanimous consent to withdraw L. B. 557. Consent was granted and it was so ordered.

SUSPEND RULES—Hearing on Appointment

Mr. President: I move that the rules be suspended and we hold the hearing on the appointment of Charles H. Yost as a member of the Merit System Council on Thursday, March 26, 1953. (Signed) C. C. Lillibridge

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Approved by the Governor

March 23, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 23, 1953, he approved L. B. 127, L. B. 133, L. B. 287, L. B. 438 and L. B. 445.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

MOTION—Introduce Bills

Mr. President: I move that the rules be suspended and the Committee on Public Health and Miscellaneous Subjects be permitted to introduce two bills. (Signed) O. H. Person, Chairman

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 568. By Committee on Public Health and Miscellaneous Subjects, O. H. Person of Saunders, Chairman.

A bill for an act for submission to the electors of amendment to Article IV, section 25, of the Constitution of Nebraska, relating to the executive; to remove the provision restricting change of salaries of certain officers not more than once in eight years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 569. By Committee on Public Health and Miscellaneous Subjects, O. H. Person of Saunders, Chairman.

A bill for an act for submission to the electors of amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to change the provisions requiring certain executive officers to reside at the seat of government; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

GENERAL FILE

LEGISLATIVE BILL 7. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-second Day was adopted with 19 ayes, 4 nays and 20 not voting.

Mr. Anderson moved to advance to E and R for review.

Mr. Carpenter moved the previous question, which prevailed with 34 ayes, 0 nays and 9 not voting.

Advanced to E and R for review.

LEGISLATIVE BILL 172. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 157. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Forty-sixth Day was adopted.

Standing Committee amendment 2 found in the Legislative Journal for the Forty-sixth Day was read.

Mr. McNutt requested unanimous consent to lay over L. B. 157 for a few minutes.

Consent was granted.

Unanimous Consent—Withdraw L. B. 205

Mr. Carpenter requested unanimous consent to withdraw L. B. 205.

Consent was granted and it was so ordered.

Mr. Cramer Presiding**LEGISLATIVE BILL 98.** Read and considered.

Mr. McNutt offered the following amendments to L. B. 98, which were adopted:

1. Amend page 2 of the bill, section 1, line 31 by inserting after the word and punctuation "situated." the following:

"The county judge shall forthwith after the filing of the appraisalment notify by registered mail both the successful bidder and the former lessee of the action taken by the appraisers."

2. Amend page 3 of the bill, section 1, line 53 by inserting after the word and punctuation "paid." the following:

"If the parties agree upon the value of the improvements the state shall have a lien upon such funds to the amount of any unpaid rent due and owing to the state from the former lessee. The Board of Educational Lands and Funds shall notify the new lessee of the amount so due and such amount shall be remitted to the state and the balance to the former lessee."

3. Amend page 3 of the bill, section 2, line 1 by striking the word "improvements" and inserting in lieu thereof the following:

"buildings, wells, irrigation improvements, dams, or drainage ditches";

line 3 by inserting after the word and punctuation "Funds." the following:

"No crops shall be planted upon school lands during the year in which the lease expires without the written approval of the board.";

line 3 by inserting after the word "any" the word "such".

4. Amend the title of the bill, line 8, by inserting after the word and punctuation "appraisers;" the following:

"to provide notice to interested parties of the action of the appraisers;"; line 13 by inserting before the word "improvements" the word "certain"; line 13 by inserting after the word "lands" the words "or plants crops upon such lands during the year in which the lease expires"; and line 16 by inserting after the word

and punctuation "Funds;" the following: "to give the State of Nebraska a lien upon the amount agreed upon by the parties as the value of improvements, to the extent of any unpaid rentals;"

Mr. Fenske offered the following amendment to L. B. 98, which was adopted:

Amend L. B. 98 by adding on page 2, Section 1, line 25, after the word "ditches" the word "trees".

Bracketed.

Visitors

Mr. Klaver introduced Mr. and Mrs. Harry F. Finks of Omaha, Nebraska, and Mrs. Florence Pearson of Fort Smith, Arkansas.

Mr. Burney Presiding

MOTION—Refer L. B. 19 to Committee

Mr. President: I move that L. B. 19 be referred back to the Committee on Government. (Signed) John Adams, Sr.

Mr. Coffey moved the previous question, which prevailed with 22 ayes, 0 nays and 21 not voting.

The motion to refer L. B. 19 back to the Committee on Government was lost with 4 ayes, 9 nays and 30 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 112. Correctly enrolled.
LEGISLATIVE BILL 134. Correctly enrolled.
LEGISLATIVE BILL 135. Correctly enrolled.
LEGISLATIVE BILL 136. Correctly enrolled.
LEGISLATIVE BILL 197. Correctly enrolled.
LEGISLATIVE BILL 222. Correctly enrolled.
LEGISLATIVE BILL 130. Correctly engrossed.
LEGISLATIVE BILL 202. Correctly engrossed.
LEGISLATIVE BILL 446. Replaced on Select File as amended.

E and R amendments to L. B. 446:

1. Reverse the order of sections 1 and 2 making original section 1 of the bill "Sec. 2." and the section which was inserted

by the Tvrdik amendment as "Sec. 3." so it will be "Section 1.", and strike any amendments or parts of amendments contrary thereto.

2. In the Tvrdik amendment inserting section 3, which is now section 1, strike in the first line of said amendment "Revised Statutes Supplement, 1943, 1952 Re-Issue" and any amendments thereto and in lieu thereof insert "Reissue Revised Statutes of Nebraska, 1943".

3. In the bill, original section 3 (now section 4) strike all the same commencing with the word "original" in line 1 to the end thereof, and any amendments thereto and in lieu thereof insert "original section 50-112, Reissue Revised Statutes of Nebraska, 1943, and section 84-608, Revised Statutes Supplement, 1951, are repealed."

4. In the bill title strike the enrollment and review amendment to lines 2 and 3 and in lieu thereof before the word "section" in line 2 of the title insert "section 50-112, Reissue Revised Statutes of Nebraska, 1943, and".

LEGISLATIVE BILL 167. Placed on Select File as amended.

E and R amendments to L. B. 167:

1. In the bill, section 3, page 2, line 5 strike the word "or"; in line 7 after "such" insert "a".

2. In section 4, line 7 insert a comma before "and"; and in line 8 after the word "him" insert "or her".

3. In the bill title, line 4 after "wages" insert "to employees".

LEGISLATIVE BILL 316. Placed on Select File as amended.

E and R amendments to L. B. 316:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 8, after "drawn" insert a comma; in line 12 strike the first comma and show as stricken matter; in line 14 after the period insert "(2)", also in line 14 strike "and all" and in lieu thereof insert "and all "; in line 17 strike "and transfer," and in lieu thereof insert "and , transfer, or"; in line 19 after "any" insert "(a)"; in line 21 strike ", or in any" and in lieu thereof insert ", or (b) in any"; in line 31 before "Trustees" insert "(3)"; in line

33 insert a comma after "hold"; in line 35 after "out" insert "*any*"; and in line 36 strike the word "in" and in lieu thereof insert "in of".

2. In the bill title, line 10 after the semicolon insert "and".

LEGISLATIVE BILL 280. Placed on Select File as amended.

E and R amendments to L. B. 280:

1. In standing committee amendment 1, line 3 of original (line 2 of mimeographed) strike "*and,*" and in lieu thereof insert "*; and*"; and in the last line strike "*the*" before "*loan*" and in lieu thereof insert "*such*".

2. In the bill, section 1, page 2, line 5 insert a comma after "*room*"; in line 19 strike "*nature that such conduct*" and in lieu thereof insert "*a nature that the conducting thereof*"; and in line 21 strike "*, and*" and in lieu thereof insert "*. In such case, the director*".

3. In section 2, line 3 after the period insert "(1)"; insert a comma in line 4 after "for" and in line 9 after "guarantor"; in lines 7 and 8 strike "The foregoing prohibition" and in lieu thereof insert "(2) The foregoing prohibition *contained in subsection (1) of this section*"; in line 11 strike "or contingently" and in lieu thereof insert "*or, contingently,*"; in line 32 after the period insert "(3)"; in line 49 strike "such" and show as stricken matter; in same line insert a comma after "debtor"; in lines 58 and 59 strike "hereinabove in this paragraph provided for" and in lieu thereof insert "*hereinabove in this paragraph provided for in this subsection*"; and in line 60 strike "paragraph" and in lieu thereof insert "*paragraph section*".

4. In section 3, line 3, after the period insert "(1)"; in line 20 strike "(1)" and in lieu thereof insert "(a)"; in line 23 strike "(2)" and in lieu thereof insert "(b)"; and in line 25 strike "(3)" and in lieu thereof insert "*and (c)*"; at the beginning of line 35 insert "(2)"; in line 38 before "or" insert a comma; in line 43 after the period insert "(3)"; in lines 43 and 44 strike "*as aforesaid*" and in lieu thereof insert "*under the provisions of this section*"; and in line 47 strike "*as above authorized*" and in lieu thereof "*, as authorized by this section,*"; and in the same line "*mortgagee*" in the original bill should be stricken and in lieu thereof insert "*mortgage*", it is correct in the printed bill.

5. In the bill title, at the end of line 12 insert "to prohibit the requirement of such insurance under certain conditions;"; and in line 15 strike "the" and in lieu thereof insert "for or permit certain".

6. In section 3, line 18 before "may" insert ", or one or more of the same;"; in line 26 insert a comma after "them"; and also after "upon" insert "or in connection with".

LEGISLATIVE BILL 323. Placed on Select File as amended.

E and R amendments to L. B. 323:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in lines 8 and 9 strike "; *Provided, any*" and in lieu thereof insert "; *Provided, any . Any*"; in line 14 strike "of the" at end of the line, as it appears in the next line also; in line 22 before "If" insert "(2)"; in lines 23 and 31 before "shall" insert ", *at the election provided for in subsection (1) of this section,*"; in line 24 strike "(1)" and in lieu thereof insert "*either (a)*"; line 26 strike ", or (2)" and in lieu thereof insert "; *or (b)*"; after the last comma in line 26 insert "*if there is no such office at such time,*"; before "If" in line 30 insert "(3)"; in line 32 strike "(1)" and "(2)" and in lieu thereof insert "*(a)*" and "*(b)*" respectively; at the beginning of line 34 insert "(4)"; and in line 34 strike "county assessor" and in lieu thereof insert "*the county assessor, as referred to in subsection (2) of this section,*"

2. In the bill title, strike the balance of the title commencing with the word "that" in line 4 and in lieu thereof insert "the effect and certain procedure, when a majority of the votes cast on the question of whether or not the county assessor, in a county of the prescribed size, shall be elected, shall be against the election of such assessor; to provide that the county clerk shall perform the duties of such officer as prescribed; to provide for abolishing or continuing the abolishment of such office of county assessor under the circumstances prescribed; to provide for the effect and certain procedure if such majority of the voters shall favor the election of such county assessor as prescribed; to provide an additional salary for the county clerk for performing the duties of the county assessor, to be fixed by the county board; and to repeal the original section."

LEGISLATIVE BILL 392. Placed on Select File as amended.

E and R amendment to L. B. 392:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 7 before "In" insert "(2)"; in line 9 after the period insert "(3)"; and in same line strike "such purpose" and in lieu thereof insert "*such purpose the purposes set forth in subsection (2) of this section*".

LEGISLATIVE BILL 476. Replaced on Select File as amended.

E and R amendments to L. B. 476:

1. In original standing committee amendment 5, lines 3 and 4 of the new insertion, strike "(1)" and also "(2)" and in lieu thereof insert respectively "(a)" and "(b)".

2. In the bill, section 2, line 1, strike the first comma in said line.

LEGISLATIVE BILL 269. Replaced on Select File as amended.

E and R amendment to L. B. 269:

1. In original enrollment and review amendment 5, after the semicolon in line 6 before the words "to limit" insert "and".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 12:37 p.m., on a motion by Mr. Tyrdik, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, March 24, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Dooley, who was excused.

The Journal for the Fifty-fifth Day was approved as corrected.

Communications

Letter from Mr. Emil W. Beckman, Secretary of the Lutheran Layman's League of Calvary Lutheran Church, Lincoln, Nebraska, opposing L. B. 206. Referred to the Committee on Government.

Telegram from Mayor Glenn Cunningham, Omaha, Nebraska, relative to L. B. 89. Referred to the Committee on Revenue.

Communication from R. H. Lucas, Omaha, Nebraska, opposing L. B. 272. Referred to the Committee on Revenue.

Letter from Mr. Cletus Nelson, Secretary-Treasurer of the South Platte United Chambers of Commerce, relative to L. B. 311. Referred to the Committee on Public Works.

Letter from Holdrege Chamber of Commerce, Holdrege, Nebraska, relative to L. B. 311. Referred to the Committee on Public Works.

Letter from Mr. E. W. Langhoff, Secretary, Valley Chamber of Commerce, Valley, Nebraska, relative to water diversion. Referred to the Committee on Public Works.

MOTION—Flowers

Mr. President: I move that the Clerk be instructed to send flowers to the funeral of the sister of Senator Tom Dooley. (Signed) Dwight W. Burney and Charles F. Tvrdik

The motion prevailed.

Visitors

Mr. Pizer introduced Mr. Walter Hueftle, Mr. Herman Schmeeckle, Mr. Louis Reiker and Mr. Leo Kelly, all of Eustis, Nebraska.

MOTION—Easter Recess

Mr. President: I move that we give the legislative help the same Easter vacation as the Legislature. (Signed) C. C. Lillibridge

The motion prevailed with 38 ayes, 0 nays and 5 not voting.

NOTICE OF COMMITTEE HEARINGS**Revenue**

L. B. 203	Tuesday, March 31, 1953	2:00 p.m.
L. B. 209	Tuesday, March 31, 1953	2:00 p.m.
L. B. 386	Tuesday, March 31, 1953	2:00 p.m.
L. B. 156	Thursday, April 2, 1953	2:00 p.m.
L. B. 324	Thursday, April 2, 1953	2:00 p.m.
L. B. 393	Thursday, April 2, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 131. Correctly enrolled.
LEGISLATIVE BILL 365. Correctly enrolled.
LEGISLATIVE BILL 191. Correctly engrossed.
LEGISLATIVE BILL 313. Correctly engrossed.
LEGISLATIVE BILL 366. Correctly engrossed.
LEGISLATIVE BILL 475. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 11. Indefinitely postponed.
LEGISLATIVE BILL 86. Indefinitely postponed.
LEGISLATIVE BILL 84. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 556. Placed on General File.

(Signed) Ralph W. Hill, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 131	L. B. 134	L. B. 197
L. B. 365	L. B. 135	L. B. 222
L. B. 112	L. B. 136	

RESOLUTIONS

LEGISLATIVE RESOLUTION 19. Re: Commemorative Stamp for the One Hundredth Anniversary of the Territory of Nebraska.

Introduced by Terry Carpenter of Scotts Bluff.

WHEREAS, the Territory of Nebraska was created on May 30, 1854, and

WHEREAS, the one hundredth anniversary of such event should be recognized by the Post Office Department of the United States issuing a commemorative stamp, and

WHEREAS, Scottsbluff, Nebraska, is centrally located in the old Territory of Nebraska, and near the Oregon Trail, and

WHEREAS, the Post Office Department should designate Scottsbluff, Nebraska, as the First Day City for such special stamp issue.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Post Office Department issue a commemorative stamp for the one hundredth anniversary of the creation of the Territory of Nebraska and designate Scottsbluff, Nebraska, as the First Day City for such issue.

2. That a copy of this resolution suitably engrossed, be sent by the Clerk of the Legislature to the Postmaster General of the United States.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 24, 1953, at 9:30 a.m.:

L. B. 74

L. B. 223

L. B. 137

L. B. 128

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Person introduced Mrs. Fred Dollison, Legislative Chairman, and twenty-six members of the Butler County Extension Club.

Bills Referred to Standing Committee

L. B. Committee

568.....Government

569.....Government

Unanimous Consent—Hearing Dates

Mr. Marvel requested unanimous consent to use April 8 and April 15, 1953, (the regular dates for the Agriculture Committee hearings) as hearing dates for the Committee on Education. Consent was granted.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 106.

A bill for an act to amend sections 48-121 and 48-122, Re-issue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to increase disability and death benefits; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Cole	Larkin	Nelson
Anderson	Cramer	Lee	Person
Aufenkamp	Diers	Liebers	Pizer
Beaver	Duis	Lillibridge	Shultz
Bixler	Fenske	McHenry	Syas
Bridenbaugh	Hill	McNutt	Tvrdek
Britt	Hubka	Martin	Vogel
Brower	Klaver	Marvel	Williams
Burney	Kotouc	Moulton	Wilson
Carpenter			

Voting in the negative, 5:

Brown	Carson	Coffey	Peterson
Carmody			

Not voting, 1:

Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 444. With emergency.

A bill for an act to amend section 48-159, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Workmen's Compensation Court; to permit the fixing of the salaries of the judges of such court within the prescribed limits; to provide when same shall become effective; to repeal the original section and also section 48-159.01, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 34:

Adams	Carpenter	Kotouc	Marvel
Aufenkamp	Cole	Larkin	Moulton
Beaver	Cramer	Lee	Person
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Duis	Lillibridge	Shultz
Britt	Fenske	McHenry	Syas
Brown	Hill	McNutt	Tvrdik
Burney	Hubka	Martin	Wilson
Carmody	Klaver		

Voting in the negative, 6:

Brower	Coffey	Peterson	Williams
Carson	Nelson		

Not voting, 3:

Anderson	Dooley	Vogel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 39.

A bill for an act to amend sections 39-155 and 39-157, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that, where the only access by an owner of real estate to any public highway is by an established private road less than two rods in width as prescribed, the county board shall establish a connecting highway of not less than two rods in width; to prescribe the procedure for establishing such highways to isolated tracts of land; to reduce the maximum width of such highway; to prescribe who shall pay damages caused by such highway; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Anderson Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 210. With emergency.

A bill for an act to amend section 79-4,114, Revised Statutes Supplement, 1951, relating to schools; to remove the provision restricting the taking of lands outside of corporate limits of any city or village for a school site; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Burney	Duis	Liebers
Aufenkamp	Carmody	Fenske	Lillibridge
Beaver	Carpenter	Hill	McHenry
Bixler	Carson	Hubka	McNutt
Bridenbaugh	Coffey	Klaver	Martin
Britt	Cole	Kotouc	Marvel
Brower	Cramer	Larkin	Moulton
Brown	Diers	Lee	Nelson

Person	Shultz	Tvrdik	Williams
Peterson	Syas	Vogel	Wilson
Pizer			

Voting in the negative, 0.

Not voting, 2:

Anderson	Dooley
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 236. With emergency.

A bill for an act to amend sections 48-624 and 48-669, Re-issue Revised Statutes of Nebraska, 1943, relating to labor; to increase maximum weekly unemployment benefit amounts; to provide for transition from former law to law as amended; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Carpenter	Klaver	Marvel
Aufenkamp	Carson	Kotouc	Moulton
Beaver	Coffey	Larkin	Nelson
Bixler	Cole	Lee	Person
Bridenbaugh	Diers	Liebers	Pizer
Britt	Duis	Lillibridge	Syas
Brower	Fenske	McHenry	Tvrdik
Burney	Hill	McNutt	Vogel
Carmody	Hubka	Martin	Williams

Voting in the negative, 4:

Brown	Peterson	Shultz	Wilson
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Not voting, 3:

Anderson	Cramer	Dooley
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 253.

A bill for an act relating to executors, guardians, trustees, and other fiduciaries; to provide that any bank or trust company qualified to act as fiduciary may establish common trust funds; to prescribe the regulations and requirements; to provide for additional investments by corporate fiduciaries; to provide that this act shall apply to fiduciary relationships now in existence or hereafter established; to amend section 24-601, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson

Voting in the negative, 1:

Carson

Not voting, 2:

Adams Dooley

A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 485. Placed on General File as amended.

Standing Committee amendments to L. B. 485:

1. Amend page 3, section 6, line 2 by striking "grading" and inserting in lieu thereof, "grazing".
2. Amend page 6, section 13, line 2 by striking "Husbandry of" and inserting in lieu thereof, "Industry and".
3. Amend pages 5 and 6 of the bill by striking all of section 11.
4. Amend page 6 of the bill by striking all of section 15.
5. Amend pages 5 and 6 of the bill by renumbering sections 12, 13, and 14, as sections 11, 12, and 13, respectively.
6. Amend the title of the bill to conform.

LEGISLATIVE BILL 495. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Judiciary

LEGISLATIVE BILL 144. Indefinitely postponed.
LEGISLATIVE BILL 528. Placed on General File.
LEGISLATIVE BILL 192. Placed on General File.
LEGISLATIVE BILL 440. Placed on General File.
LEGISLATIVE BILL 464. Placed on General File.
LEGISLATIVE BILL 125. Indefinitely postponed.
LEGISLATIVE BILL 502. Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

MOTION—Introduce Bill

Mr. President: I move that the Committee on Labor and Public Welfare be permitted to introduce a bill. (Signed) Sam Klaver

The motion prevailed with 24 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 570. By Committee on Labor and Public Welfare, Sam Klaver of Douglas, Chairman.

A bill for an act to amend section 48-605, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to eliminate the provision that the Director of the Division of Employment Security shall be appointed on a nonpartisan merit basis in accordance with the requirements of section 48-609, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Visitors

Mr. Bridenbaugh introduced Kenneth Witzel, Teacher, and eleven students from Winnebago High School, Winnebago, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 346. Placed on Select File as amended.

E and R amendments to L. B. 346:

1. In the bill, section 1, (original section 3) line 1 strike "Sec." and in lieu thereof insert "Section"; line 5 insert a comma after "fire"; line 7 strike the comma; at the end of line 8 insert *"and which is"*.

2. In section 2 (original section 4) line 4, after the period insert *"(1)"*; in line 6 strike the comma and show as stricken matter; line 7 strike "elects" and in lieu thereof insert *"elects shall desire"*; line 13 strike "Such petition" and in lieu thereof insert *"(2) The Such petition, required by subsection (1) of this section,"*; line 16 after the comma insert *"the assessed valuation of the territory contained therein,"*; and in line 20 insert a comma after "map".

3. In section 3 (original section 5) page 4, line 13 strike "for carrying" and in lieu thereof insert *"for carrying to carry"*; in line 16 strike "and" and in lieu thereof insert *"and ; (8)"*; in lines 17 and 18 strike "such indebtedness and to pledge as security therefor" and in lieu thereof insert *"such the indebtedness permitted under subdivision (7) hereof and to pledge as security"*.

therefor"; in line 19 strike "; (8)" and in lieu thereof insert "*as security for the same* ; (9)"; in line 23 strike "(9)" and in lieu thereof insert "(10)"; also in same line strike "such acts as shall be" and in lieu thereof insert "*such acts as shall be*".

4. In section 4 (original section 6) page 4, line 3 after the period insert "(1)"; in same line after "which" insert "(a)"; in line 4 strike "and which" and in lieu thereof insert "*and which* , (b)"; in line 6 strike "and which" and in lieu thereof insert "*and which* (c)"; in lines 8 and 9 strike "Such proceedings" and in lieu thereof insert "(2) *Such The proceedings for the annexation, referred to in subsection (1) of this section,*"; in line 17 strike "and" and in lieu thereof insert "*and . It*"; strike the comma in line 18 and show as stricken matter; and at the beginning of line 19 insert "(3)"; strike commencing with the word "shall" in line 20 to and including "who" in line 24 and in lieu thereof insert "*shall determine and certify whether or not that said such petition complies with the requirements of subsection (2) of this section and that the persons signing the same has been signed by at least sixty per cent of the electors who are owners of any interest in real or personal property assessed for taxation in the district and who*"; in line 28 after the period insert "(4)"; in line 29 strike "thereafter" and in lieu thereof insert "*thereafter after receiving the petition, map or plat, and certificate of the county clerk, in accordance with subsection (3) of this section, from the county clerk*"; in line 30 strike "said petition" and in lieu thereof insert "*said petition the same*"; also in line 30 insert a comma after "board"; in line 33 after the period insert "(5)"; in line 34 after "directors" insert "*, referred to in subsection (4) of this section,*"; line 36 strike "of the board of directors" and show as stricken matter; in lines 42 and 43 strike "within the boundaries of" and show as stricken matter; at the beginning of line 45 insert "(6)"; and in line 45 strike "thereafter" and in lieu thereof insert "*thereafter , at or shortly after the hearing referred to in subsection (5) of this section,*".

5. Section 5 (original section 7) line 4, after the period insert "(1)"; in line 15 after the period insert "(2)"; and in same line after "determine" insert "*and certify as to*"; in line 16 after "by" insert "*subsection (3) of*"; line 17 strike "and map or plat" and in lieu thereof insert "*and , map or plat, and his certificate as to its adequacy*"; in line 18 after the period insert "(3)"; in line 19 strike "thereafter" and in lieu thereof insert "*thereafter after receiving the petition, map or plat, and certificate of the county clerk, in accordance with subsection (2) of this section, from the county clerk*"; in line 20 after "transmit" insert "*the same*"; in

same line strike "such petition" and in lieu thereof insert "*such petition*,"; in line 23 after the period insert "(4)"; in line 24 before "is" insert "*, referred to in subsection (3) of this section,*"; in line 26 strike "of the board of directors" and show as stricken matter; and in line 34 strike "Thereafter" and in lieu thereof insert "*Thereafter (5) At or shortly after the hearing, referred to in subsection (4) of this section*".

6. In the bill title, in line 6 after "fire" insert "departments or"; in line 12 strike "embraced" and in lieu thereof insert "proposed to be included therein"; in line 14 after the semicolon insert "to provide certain procedure in regard thereto"; in line 16 strike "and who shall" and in lieu thereof insert "to provide qualifications of the persons required to" and in the next line before the semicolon insert "and certain procedure in regard thereto".

7. In standing committee amendment 3, line 3 strike "35-105" and in lieu thereof insert "35-104".

LEGISLATIVE BILL 384. Placed on Select File as amended.

E and R amendments to L. B. 384:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in lines 5 and 6 strike "*failure, neglect or refuse*" and in lieu thereof insert "*the failure, neglect or refusal*"; at the end of lines 8 and 12 insert "*the*"; insert a comma in line 12 after "*neglect*", line 15 before "*or*", and line 16 before "*or*"; in line 21 strike "*, or*" and in lieu thereof insert "*, or,*"; in line 23 after the first comma insert "*as far as they are known or can be ascertained with the exercise of reasonable diligence, or to one or more of the near relatives of such person whose whereabouts are unknown,*"; in line 24 strike "The notice" and in lieu thereof insert "(2) The notice, *referred to in subsection (1) of this section,*"; in lines 25, 27, 29, and 5 of section 2 after the word "heirs" insert "*or near relatives*"; in line 29 strike "can be established" and in lieu thereof insert "*are unknown or cannot be found with reasonable diligence can be established*".

2. In section 2, line 4, strike "such notice" and in lieu thereof insert "*such the notice referred to in section 12-701*"; in line 5 strike "in writing give reversionary owner notice" and in lieu thereof insert "*in writing give the reversionary owner, referred to in subsection (1) of such section, notice in writing*"; insert a comma in line 7 after "charges"; strike the last comma in line 12, and the comma in line 15 and show as stricken matter; and

strike the last comma in line 18; line 7 strike "the" and insert "any".

3. In the bill title, line 4, strike "for" and in lieu thereof insert "and procedure for the"; in line 5 before "lots" insert "lot, part of lot, lots, or parts of"; and in line 9 after "from" insert "the".

LEGISLATIVE BILL 527. Placed on Select File as amended.

E and R amendments to L. B. 527:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 5 after "be" insert "(a)"; in line 6 strike "or as may be" and in lieu thereof insert "or as may be (b)"; in line 8, strike "as may be" and in lieu thereof insert "as may be (c)"; in line 9 strike "The board" and in lieu thereof insert "(2) The Board of Control"; insert a comma at the end of line 9, in line 11 before "to" and at the end of line 18; in line 18 after the period insert "(3)"; in line 20 strike "or" and show as stricken matter; and in line 26 strike the first word "the" and in lieu thereof insert "the a".

2. In the bill title, line 4, strike the word "authorize" and in lieu thereof insert "require"; and in line 6 before the semicolon insert "as prescribed".

LEGISLATIVE BILL 391. Placed on Select File as amended.

E and R amendments to L. B. 391:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 7 after the period insert "(2)"; in line 9 after the first "of" insert "(a)"; also in line 9 strike the first comma and in lieu thereof insert "referred to in subsection (1) of this section, (b)"; insert a comma in line 10 before "and"; in line 11 insert "(c)" after the first comma, and insert "(d)" at the end of the line; in line 18 after the period insert "(3)"; strike all of line 19 and in lieu thereof insert "with reference to said application as to whether it the application referred to in subsection (1) of this section shall"; at the beginning of line 45 insert "(4)"; in line 53 after "upon" insert "an".

2. In section 2, page 3, insert a comma in lines 4 and 9 after "surgical".

3. In section 3, page 4, line 3 after the period insert "(1)"; in line 7 after the period insert "(2)"; and also in line 7 after the word "of" insert "blind".

LEGISLATIVE BILL 521. Placed on Select File as amended.

E and R amendments to L. B. 521:

1. In the bill, section 1, page 2, line 7, after the colon insert "(1)"; at the end of line 12, insert "(2)"; and at the end of line 24, insert "and (3)".

2. In the bill title, line 6, after "the" insert "maximum"; and in line 7, before semicolon insert "as prescribed".

(Signed) Joseph D. Martin, Chairman

Unanimous Consent—Return L. B. 177 to Select File

Mr. Cramer requested unanimous consent to return L. B. 177 to Select File for the following specific amendment:

1. Amend page 2 of the bill, section 1, line 5 by striking "a special election shall be held" and inserting "the Legislature shall at its next session provide by law for calling the same and for holding a special election".

Consent was granted and it was so ordered.

Mr. Cramer asked unanimous consent that his amendment found in this day's Journal be adopted.

Consent was granted.

Advanced to E and R for engrossment.

SELECT FILE

LEGISLATIVE BILL 14.

Mr. Williams moved to advance to E and R for engrossment.

Mr. Williams requested a record vote.

Voting in the affirmative, 13:

Anderson	Carson	McHenry	Pizer
Bixler	Coffey	Marvel	Syas
Carmody	Fenske	Person	Williams
Carpenter			

Voting in the negative, 16:

Beaver	Cole	Hubka	Lillibridge
Bridenbaugh	Cramer	Kotouc	McNutt
Brown	Diers	Lee	Nelson
Burney	Hill	Liebers	Peterson

Not voting, 14:

Adams	Dooley	Martin	Tvrdik
Aufenkamp	Duis	Moulton	Vogel
Britt	Klaver	Shultz	Wilson
Brower	Larkin		

The motion was lost.

Mr. Carpenter moved to indefinitely postpone L. B. 14.

The motion prevailed with 22 ayes, 11 nays and 10 not voting.

LEGISLATIVE BILL 78. Laid over.

Visitors

Mr. Marvel introduced Guy Hixon, Teacher, and thirteen students from Wilcox High School, Wilcox, Nebraska.

LEGISLATIVE BILL 446. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 316. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 280. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 323. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 476. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 269. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Brown introduced Keith K. Keller, Clerk of the District Court, Fullerton, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 399. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 541. Laid over.

LEGISLATIVE BILL 330. Bracketed until Thursday, March 26, 1953.

LEGISLATIVE BILL 23. Laid over.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 246	Tuesday, April 7, 1953	2:00 p.m.
L. B. 279	Tuesday, April 7, 1953	2:00 p.m.
L. B. 418	Tuesday, April 7, 1953	2:00 p.m.
L. B. 506	Tuesday, April 7, 1953	2:00 p.m.
L. B. 507	Tuesday, April 7, 1953	2:00 p.m.
L. B. 455	Wednesday, April 8, 1953	2:00 p.m.
L. B. 494	Wednesday, April 8, 1953	2:00 p.m.

L. B. 560	Wednesday, April 8, 1953	2:00 p.m.
L. B. 564	Wednesday, April 8, 1953	2:00 p.m.
L. B. 273	Tuesday, April 14, 1953	2:00 p.m.
L. B. 274	Tuesday, April 14, 1953	2:00 p.m.
L. B. 315	Tuesday, April 14, 1953	2:00 p.m.
L. B. 353	Tuesday, April 14, 1953	2:00 p.m.
L. B. 370	Wednesday, April 15, 1953	2:00 p.m.
L. B. 427	Wednesday, April 15, 1953	2:00 p.m.
L. B. 487	Wednesday, April 15, 1953	2:00 p.m.
L. B. 516	Wednesday, April 15, 1953	2:00 p.m.
L. B. 517	Wednesday, April 15, 1953	2:00 p.m.

Adjournment

At 11:00 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, March 25, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Dooley, who was excused.

The Journal for the Fifty-sixth Day was approved as corrected.

Approved by the Governor

March 24, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 24, 1953, he approved L. B. 74, L. B. 128, L. B. 137 and L. B. 223.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Copy of the Journal of the House from the state of Kansas, in which is incorporated a copy of Nebraska Legislative Resolution 17.

Letter from U. S. Representative Carl T. Curtis, acknowledging receipt of Legislative Resolution 17.

Visitors

Mr. Anderson introduced Mrs. Mary E. Adams, Home Agent, and ninety-nine members of Hamilton County Extension Clubs.

Mr. Beaver introduced former Senator George Weborg and Mrs. Weborg of Pender, Nebraska. Mr. Weborg addressed the Legislature briefly.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 25, 1953, at 9:00 a.m.:

L. B. 112	L. B. 136	L. B. 131
L. B. 134	L. B. 197	L. B. 365
L. B. 135	L. B. 222	

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 417. Indefinitely postponed.
LEGISLATIVE BILL 408. Indefinitely postponed.
LEGISLATIVE BILL 419. Indefinitely postponed.

(Signed) Otto Kotouc, Sr., Chairman

Bills Referred to Standing Committee

L. B. Committee
570.....Government

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 132.

A bill for an act to amend sections 29-2217 and 29-2218, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to change the offenses in which the court shall make inquiry as to the propriety of probation; to eliminate the fact that the offense is a first offense from the matters to be considered by the judge in determining whether probation should be granted; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Anderson	Carpenter	Klaver	Nelson
Aufenkamp	Carson	Kotouc	Person
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Britt	Diers	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson

Voting in the negative, 1:

Adams

Not voting, 2:

Dooley Larkin

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 146.

A bill for an act to amend sections 30-1104 and 30-1105, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide the manner of publication of notice of hearing on application for license to sell real estate; to provide for proof thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 181.

A bill for an act to amend sections 48-126, 48-175, and 48-184, Reissue Revised Statutes of Nebraska, 1943, relating to Workmen's Compensation Law; to redefine wages; to include overtime pay as part of the basis for determining compensation benefits under the prescribed circumstances; to make it permissive rather than mandatory to serve summons by registered mail; to provide who shall file a copy of an award entered by the district court with the Workmen's Compensation Court; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Aufenkamp	Bixler	Britt
Anderson	Beaver	Bridenbaugh	Brower

Brown	Duis	Lillibridge	Peterson
Burney	Fenske	McHenry	Pizer
Carmody	Hill	McNutt	Shultz
Carpenter	Hubka	Martin	Syas
Carson	Klaver	Marvel	Tvrdik
Coffey	Kotouc	Moulton	Vogel
Cole	Larkin	Nelson	Williams
Cramer	Lee	Person	Wilson
Diers	Liebers		

Voting in the negative, 0.

Not voting, 1:

Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 186.

A bill for an act relating to schools; to permit a school board of a school district of the sixth class located in a county containing more than nine hundred square miles to pay the tuition of pupils residing in such district and attending an accredited high school outside such district, under certain circumstances.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 310. With emergency.

A bill for an act to amend section 48-654, Reissue Revised Statutes of Nebraska, 1943, relating to unemployment compensation; to provide for the transfer of experience account to a transferee-employer as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Dooley

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 376. With emergency.

A bill for an act to amend section 79-303, Revised Statutes Supplement, 1951, relating to schools; to increase the limit of the salary which may be paid to the deputy superintendent as

fixed by the Superintendent of Public Instruction; to provide when a change in such salary shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Marvel
Aufenkamp	Carson	Kotouc	Moulton
Beaver	Coffey	Larkin	Person
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Wilson
Carmody	Hubka		

Voting in the negative, 4:

Anderson	Nelson	Peterson	Williams
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Not voting, 1:

Dooley

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 188.

A bill for an act relating to educational lands and funds; to provide for the refund of the one half of the consideration paid to the Board of Educational Lands and Funds by persons for the assignment of a lease, as required by the provisions of section 72-234.02, Reissue Revised Statutes of Nebraska, 1943, upon the prescribed conditions; to provide a limitation for presenting a claim for the refund; to provide for the issuance of warrants against the Temporary School Fund for such claims approved as prescribed and the payment thereof; to provide a limitation for the presentment and payment of such warrants; and to prescribe duties for the Board of Educational Lands and Funds, the Auditor of Public Accounts, and the State Treasurer.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 78. Laid over.

LEGISLATIVE BILL 167. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Mr. McNutt asked unanimous consent that the following amendments be adopted:

Amend page 2, section 4, line 9, by striking the following words and punctuation, to wit: ", including a reasonable attorney's fee".

Amend page 2, section 4, by striking the following words and punctuation:

"If any employee, because of his or her employer's violation of the provisions of section 2 of this act, is discriminated against

in the payment of wages, such employee may sue in any court of record" and by substituting in lieu thereof the words "If any employer violates section 2 of this act, the employee who has been discriminated against may sue said employer".

Consent was granted.

Mr. Carpenter asked unanimous consent that the following amendment be adopted:

Amend lines 5, 6 and 7 of Section 3, page 2 of the bill by striking the following, "or by imprisonment for not less than ten days nor more than ninety days, or by both such fine and imprisonment." and insert a period in lieu thereof.

Consent was granted.

Mr. Lee moved to indefinitely postpone L. B. 167.

Mr. Syas requested a record vote.

Mr. Syas requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Burney moved that the Call be raised, which prevailed with 40 ayes, 0 nays and 3 not voting.

Voting in the affirmative on the motion to indefinitely postpone, 20:

Beaver	Cole	Kotouc	Nelson
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Shultz
Britt	Fenske	McNutt	Vogel
Burney	Hubka	Moulton	Wilson

Voting in the negative, 18:

Adams	Carson	Larkin	Pizer
Anderson	Coffey	McHenry	Syas
Brower	Duis	Martin	Tvrdek
Carmody	Hill	Marvel	Williams
Carpenter	Klaver		

Not voting, 5:

Aufenkamp	Dooley	Lillibridge	Person
Brown			

The motion prevailed.

Unanimous Consent—Use of Legislative Chamber

Mr. Carson asked unanimous consent that the Committee on Public Works be permitted to use the Legislative Chamber on March 26, 1953, for the hearing on L. B. 311. Consent was granted.

LEGISLATIVE BILL 346. Bracketed.

LEGISLATIVE BILL 384. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 527. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 521. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 89. Bracketed.

GENERAL FILE

LEGISLATIVE BILL 211. Bracketed until Monday, March 30, 1953.

Unanimous Consent—Withdraw L. B. 204

Mr. Carpenter asked unanimous consent to withdraw L. B. 204.

Consent was granted and it was so ordered.

Member Excused

Mr. Adams was excused for Thursday, March 26, 1953.

Visitors

Mr. Aufenkamp introduced Mrs. Eston L. Clarke, Chairman, and a group of members of the Associated Women of Farm Bureaus of Nemaha County, Nebraska.

LEGISLATIVE BILL 192. Read and considered.

Advanced to E and R for review.

Mr. Lillibridge Presiding

LEGISLATIVE BILL 541. Read and considered.

Mr. Carpenter offered the following amendment:

1. Amend the bill by striking sections 1, 2, and 3 and inserting in lieu thereof the following:

"Section 1. The Board of Educational Lands and Funds shall, within ten days after the effective date of this act, reimburse each and every person who was a member of the school retirement system as provided by Chapter 79, article 15, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, on the effective date of this act, all of his contributions to the retirement system and earnings thereon from the School and Employees Savings Fund.

Sec. 2. The Board of Educational Lands and Funds shall, from a fund to be established by the Legislature, pay all benefits to those employees who were members of the school retirement system and receiving retirement benefits from such system by reason of previous employment on the effective date of this act.

Sec. 3. That Chapter 79, article 15, Reissue Revised Statutes of Nebraska, 1943, and all amendments thereto, is repealed."

2. Amend the title of the bill by striking lines 2 to 5 and inserting in lieu thereof the following:

"FOR AN ACT relating to schools; to abolish the school retirement system; to provide for reimbursements; to provide for the payment

of benefits to those employees who were retired and receiving benefits on the effective date of this act; and to repeal Chapter 79, article 15, Reissue Revised Statutes of Nebraska, 1943, and all amendments thereto."

Mr. Carpenter asked that L. B. 541 be bracketed.

Pending.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. 196	Wednesday, April 1, 1953	2:00 p.m.
L. B. 371	Wednesday, April 1, 1953	2:00 p.m.
L. B. 420	Wednesday, April 1, 1953	2:00 p.m.
L. B. 471	Wednesday, April 1, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 444. Correctly enrolled.
LEGISLATIVE BILL 446. Correctly engrossed.
LEGISLATIVE BILL 179. Correctly engrossed.
LEGISLATIVE BILL 194. Correctly engrossed.
LEGISLATIVE BILL 230. Correctly engrossed.
LEGISLATIVE BILL 244. Correctly engrossed.
LEGISLATIVE BILL 269. Correctly engrossed.
LEGISLATIVE BILL 468. Correctly engrossed.
LEGISLATIVE BILL 399. Placed on Select File as amended.

E and R amendment to L. B. 399:

1. In section 1, page 2, line 3, after the period insert "(1)"; in line 42, after the period insert "(2)"; in line 43, after "years" insert ", as referred to in subsection (1) of this section,"; and in line 45, strike "; Provided, that any" and in lieu thereof insert ". (3) Any".

LEGISLATIVE BILL 7. Placed on Select File as amended.

E and R amendment to L. B. 7:

1. In section 1, page 2, line 2, after second comma insert "as amended by section 1, Legislative Bill 8, Sixty-fourth (Extra-

ordinary) Session, Nebraska State Legislature, 1952,"; and in line 7 strike "then" and show as stricken matter.

LEGISLATIVE BILL 423. Placed on Select File as amended.

E and R amendments to L. B. 423:

1. In section 4, page 6, line 3, after the period insert "(1)"; in line 7 strike "(1)" and in lieu thereof insert "{1} (a)"; in line 12 strike "(2)" and in lieu thereof insert "{2} (b)"; at the beginning of line 25 insert "(2)"; in line 26 insert a comma after "employee"; at the beginning of line 34 insert "(3)"; and in line 39 after the period insert "(4)".

2. In the bill title, line 5 strike commencing with "to provide" to and including the semicolon in line 8.

LEGISLATIVE BILL 390. Placed on Select File as amended.

E and R amendments to L. B. 390:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 10 strike the comma after "death" and show it as stricken; strike all of line 11 after "who", all of line 12, and first "his" in line 13 and in lieu thereof insert "was last in attendance upon attended the deceased. "(2)" The physician is made responsible for, and it shall be his shall have the responsibility and"; in line 14 after "death" insert ", referred to in subsection (1) of this section,"; in line 15 strike "cases of" and in lieu thereof insert "the cases case of a"; in lines 21 and 22 and strike ", and he" and in lieu thereof insert ", and he . Such county attorney"; in line 29 after period insert "(3)"; at the beginning of line 45 insert "(4)"; in line 57 strike the comma after "company" and show as stricken; and also strike ", and each" and insert ", and each . Each transit permit"; in lines 58 and 59 strike commencing with the semicolon to and including "permit" in line 59 and in lieu thereof insert "; Provided, a removal . (5) All burial or transit permit permits"; and in line 62 insert a comma after "county".

2. In the bill title, line 7, insert after the semicolon "to provide for transit permits"; and in line 8 strike "shall" and in lieu thereof insert "to".

LEGISLATIVE BILL 255. Placed on Select File as amended.

E and R amendments to L. B. 255:

1. In new section 1, line 4 of original amendments (5 of mimeographed) before the word "order" insert "the"; in line 6 of original amendments (8 of mimeographed) after the word "purchase" insert a comma.

2. In new section 2, line 2 of original amendments (3 of mimeographed) insert a comma before the word "which"; in line 5 of original amendments (6 of mimeographed) after the word "by" insert "section 1,"; in same line strike "No."; and in line 5 of original amendments (7 of mimeographed) after "Session," insert "Nebraska State Legislature, 1953,".

LEGISLATIVE BILL 335. Placed on Select File as amended.

E and R amendments to L. B. 335:

1. In line 1 of newly inserted matter by Britt amendment insert a comma after the word "*may*" and in line 2 after "*board*"; strike the comma in line 2 after "*county*"; and in line 3 strike "*of personal property*" and in lieu thereof insert "*thereof*".

2. In the bill, section 1, page 2, line 2, and in section 2 line 2 after "1943," insert "as amended by section 1, Legislative Bill 302, Sixty-fifth Session, Nebraska State Legislature, 1953,"; in line 3 after the period insert "(1)"; in lines 4 and 5 strike "in each even numbered" and in lieu thereof insert "of each"; in line 8 after the period insert "(2)"; in line 9 strike "population" and in lieu thereof insert "inhabitants,"; insert a comma in line 20 after "tracts", line 21 after "tract", line 25 after "then" and "board", line 28 after "clerk" and "assessor", line 31 after "lots", line 43 at the end of the line, line 52 before "and", and in line 54 before "and"; in line 29 strike "the" and in lieu thereof insert "the *such*"; strike commencing with "When" in line 33 to and including the period in line 40 and in lieu thereof insert "(3)"; in line 40 strike "such committee" and in lieu thereof insert "the committee provided for in subsection (2) of this section"; in line 49 after the period insert "(4)"; in line 56 at the beginning of the line insert "(5)"; in line 63 after the period insert "(6)"; and in line 68 strike "The" and in lieu thereof insert "The *Such*".

3. In the bill title, line 3 after "1943," insert "as amended by section 1, Legislative Bill 302, Sixty-fifth Session, Nebraska State Legislature, 1953,"; and strike commencing with the word "committee" in line 4 to and including the quotation mark in line 9 and in lieu thereof insert "county board in a county having a

population of not more than two hundred thousand inhabitants may, at its discretion, employ a real estate and personal property classification and reappraisal committee; to provide for its membership, powers, duties, and compensation; to provide that such committee may, at the discretion and direction of the county board, appraise part or all of the personal property of the county as prescribed".

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 338. Placed on General File as amended.

Standing Committee amendments to L. B. 338:

1. Amend the bill by striking Section 1, and renumbering Sections 2 to 8, as sections 1 to 7, respectively.
2. Amend the title to conform.

(Signed) Robert D. McNutt, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 515. Placed on General File as amended.

Standing Committee amendments to L. B. 515:

1. Add the Emergency Clause.
2. Amend the Title to Conform.

LEGISLATIVE BILL 546. Indefinitely postponed.

(Signed) O. H. Person, Chairman

Public Works

LEGISLATIVE BILL 18. Placed on General File as amended.

Standing Committee amendments to L. B. 18:

1. Amend page 2 of the bill, section 1, line 5, by striking the words "said such" and inserting in lieu thereof, the word "said"; and in line 8, by striking the words "twenty forty" and

inserting in lieu thereof, the word "twenty"; and in line 9, by striking the words "twenty forty" and inserting in lieu thereof, the word "twenty".

2. Amend page 2 of the bill, section 1, by striking the punctuation "." at the end of line 9; and by striking lines 10, 11, 12, 13, 14, 15, and 16, and inserting in lieu thereof the following:

"at the rate of tax for such type of fuel as provided by the laws of this state then in force; provided however that there shall be issued at ports of entry or at other points designated by the Department of Agriculture and Inspection, upon request, a certificate as to the amount of fuel in the supply tank of a vehicle departing from this state, and said vehicle may within fifteen days thereafter reenter this state with an amount of fuel in the supply tanks not in excess of the amount evidenced in said certificate. Any fuel in excess of the amount shown on such certificate shall be taxed at the rate of tax for such type of fuel as provided by the laws of this state then in force. Such certificate shall expire at midnight of the fifteenth calendar day after issuance, and shall not be transferable either as to persons or vehicles.

3. Amend the title to conform to the amendment.

LEGISLATIVE BILL 305. Indefinitely postponed.

LEGISLATIVE BILL 431. Placed on General File as amended.

Standing Committee amendments to L. B. 431:

1. Amend page 2 of the bill, section 1, line 3, by inserting after the word "one" the words "or more"; in line 4, by striking the words "engineer for each" and inserting in lieu thereof the words "engineers acting for the Department of Roads and Irrigation to administer the public water of the State in the"; and in line 4 by striking the word "division" and inserting in lieu thereof the word "divisions".

2. Amend page 2 of the bill, section 1, line 10, by striking the words "of each"; in line 11, by striking the words "water division"; and in line 14, by striking the words "in his water division".

LEGISLATIVE BILL 426. Placed on General File.

LEGISLATIVE BILL 401. Placed on General File as amended.

Standing Committee amendments to L. B. 401:

1. Amend page 2 of the bill, section 2, line 5, by striking the punctuation and word “, excises,”; in line 6, by striking the words “license fees” and inserting in lieu thereof the word “licenses”; and in line 7, by striking the word “to” and inserting in lieu thereof the words “excises on”; and in line 17, by striking the punctuation marks “.” and adding the words “or to money received from parking meter proceeds, fines and penalties.”.

2. Amend page 2 of the bill, section 3, line 8, by inserting after the word “fees” the words and punctuation “, drivers license fees”; and in line 11, by striking the punctuation “.” and adding the words and punctuation “and enforcement of traffic laws.”

LEGISLATIVE BILL 513. Placed on General File as amended.

Standing Committee amendments to L. B. 513:

1. Amend page 2 of the bill, section 1, lines 4 and 9 by inserting after the word “Nebraska” the words “new and”, and by adding after the word and punctuation “provided.” in line 24 the following:

“That upon presentation of the above mentioned application accompanied by a fee of ten dollars, that a Nebraska licensed motor vehicle dealer shall be furnished with a tow permit in such form as prescribed by the Department of Roads and Irrigation which tow permit may be used by such dealer in towing any car owned by him for the remainder of the calendar year during which the permit was issued without the payment of an additional fee; Provided, that no permit be issued for use by a Nebraska licensed dealer, to a dealer residing out of the state, or to a transport company except for use in connection with a tow-bar or other pulling or towing device which is authorized by the department and which provides for braking and steering control of the towed vehicle and safety chains attaching the two vehicles.”

2. Amend the title to conform.

LEGISLATIVE BILL 466. Placed on General File as amended.

Standing Committee amendments to L. B. 466:

1. Amend page 2 of the bill, line 6, by striking the words “twenty-five hundred” and inserting in lieu thereof the words “ten thousand”.

2. Amend page 2 of the bill, section 1, by striking the new material in lines 20, 21, and 22.

3. Amend the title of the bill, line 4, by inserting after the word "to" the following:

"increase the amount of the bond to be furnished by an applicant for a used motor vehicle dealer's license; to".

(Signed) Hugh Carson, Chairman

Revenue

LEGISLATIVE BILL 443. Placed on General File as amended.

Standing Committee amendments to L. B. 443:

1. Amend section 5, line 5, by striking the word "ten" and inserting in lieu thereof, the word "five".

2. Amend section 9 of the bill by inserting two new subdivisions (1) and (2) to read as follows:

"(1) To appraise and estimate the full market value of the various classes of real tangible personal property in each county of this state;

(2) To assist the assessing officers of the several counties of the state in arriving at a uniform assessment of all taxable property, the Board of Tax Estimate and Assessment shall prepare and certify to the county assessor, or county clerk where he is ex officio county assessor, of each county on or before March 10 of each year estimates of the full market value of all real and tangible personal property of his respective county. Such certification shall include as a matter of information and guidance to the assessor the estimated total value of each of the several major classes of real and tangible personal property used in arriving at the total value of all real and tangible personal property in the county."

3. Amend section 9 by renumbering original subsections 1 to 4, as 3 to 6, respectively.

LEGISLATIVE BILL 331. Placed on General File as amended.

Standing Committee amendments to L. B. 331:

1. Amend the bill by striking section 1 and renumbering sections 2 to 7 as sections 1 to 6, respectively.

2. Amend the bill by adding a new section immediately following renumbered section 6 to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend the title of the bill accordingly.

LEGISLATIVE BILL 462. Placed on General File as amended.

Standing Committee amendments to L. B. 462:

1. Amend page 6 of the bill, section 11, line 2, by inserting after the word "landowners" the words and punctuation "abutting on or adjacent to any road, highway, or street"; and line 8, by inserting after the word "road" the words and punctuation "highway, or street", and by striking the words "or roads".

2. Amend page 6 of the bill, section 12, line 2, by inserting after the word "improvements" the words and punctuation "of any road, highway, or street", and line 7, by inserting after the word "landowners" the words and punctuation "abutting on or adjacent to such road, highway, or street".

3. Amend Page 11 of the bill, section 22, line 1, by inserting before the word "road" the words "board of trustees of the", and by adding a new sentence at the end of line 5, to read "The board of trustees may find that any part of or all of such improvements made are of general benefit to the district and the costs thereof shall be paid from ad valorem taxes levied against all the property in the district."

4. Amend page 16 of the bill, by adding four new sections immediately after section 32, to be known as sections 33, 34, 35, and 36, and to read as follows:

"Sec. 33. The district may enter into agreements with the State of Nebraska, the federal government, or the county or counties in which the district is located, whereby certain portions of the costs will be assumed and paid by any or all of such agencies and such payments or contributions shall be applied by the board of trustees to reduce such costs and assessments to the property owners of the district.

Sec. 34. The maintenance and care of the improvements shall be performed by the county or counties in which such district is located but the district shall reimburse the county or counties such costs up to the limits of funds available from the one mill maintenance tax after paying other costs of operation of the district from such tax.

Sec. 35. Should any part or all of any road district formed under the provisions of this act be annexed to any city or village then the annexing city or village shall assume the debts of that portion annexed.

Sec. 36. Each time any improvement is made to any road, street, or highway in the district, a copy of the plans and specifications shall be filed in the office of the county engineer or the office of both county engineers in the event the district includes more than one county. After the court of validation decree has been entered, a copy of the pleadings and showings as well as the final decree of the court shall be filed in the office of the county clerk and the county engineer in the county or counties in which the road improvement district is located."

5. Amend the bill by renumbering sections 33 and 34, as sections 37 and 38, respectively.

(Signed) Karl E. Vogel, Chairman

Education

LEGISLATIVE BILL 256. Placed on General File as amended.

Standing Committee amendment to L. B. 256:

1. Amend page 2 of the bill, Section 1, line 11, by striking the word "*nine*" and inserting in lieu thereof the word "*ten*".

LEGISLATIVE BILL 354. Placed on General File as amended.

Standing Committee amendments to L. B. 354:

1. Amend page 2 of the bill, section 1, line 23 by inserting after the word "school" the following:

"and in addition twelve semester hours of college credit, including six hours in education earned in a standard institution of higher education in this state".

2. Amend the title of the bill by inserting after "1955" the following:

“; to change the requirements of a certificate under Plan 2”.

LEGISLATIVE BILL 358. Placed on General File.

LEGISLATIVE BILL 363. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Adjournment

At 12:07 p.m., on a motion by Mr. Coffey, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, March 26, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Fifty-seventh Day was approved.

Communications

Petition signed by seven masseurs from Omaha, Nebraska, opposing L. B. 373. Referred to the Committee on Public Health and Miscellaneous Subjects.

Letter from U. S. Representative A. L. Miller acknowledging receipt of L. R. 17.

Letter from Mr. Norman E. Philleo, Clerk of the House of Representatives, Lansing, Michigan, acknowledging receipt of L. R. 17.

Letter from Mr. E. Griffith Dodson, Clerk of the House of Delegates, Commonwealth of Virginia, acknowledging receipt of L. R. 17.

Letter from Mr. David H. Bauer, Secretary, The Lutheran Men of Lincoln, Lincoln, Nebraska, opposing L. B. 206. Referred to the Committee on Government.

Resolution adopted by the State of South Dakota relative to a proposed amendment to the Constitution of the United States to provide an additional independent mode of proposing amend-

ments to the constitution by the sovereign states their inherent power to amend the constitution. Referred to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 39. Correctly enrolled.
LEGISLATIVE BILL 106. Correctly enrolled.
LEGISLATIVE BILL 210. Correctly enrolled.
LEGISLATIVE BILL 6. Correctly engrossed.
LEGISLATIVE BILL 476. Correctly engrossed.
LEGISLATIVE BILL 563. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Agriculture

LEGISLATIVE BILL 501. Placed on General File.
LEGISLATIVE BILL 503. Indefinitely postponed.
LEGISLATIVE BILL 504. Placed on General File.
LEGISLATIVE BILL 509. Placed on General File as amended.

Standing Committee amendments to L. B. 509:

1. Amend page 2 of the bill, by striking section 1, and inserting in lieu thereof the following:

"Section 1. That section 2-910, Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-910. The following definitions shall be used As used in construing this act, unless the context clearly otherwise requires:

(a) The words "noxious (1) Noxious weeds" shall mean and include bind weed (*convolvulus arvensis*), puncture vine (*tribulus terrestris*), leafy spurge (*euphorbia esula*), Canada thistle (*cirsium arvense*), perennial peppergrass (*lepidium draba*), Russian knapweed (*centaurea picris*), and such other weeds of a similar character as the director shall designate as noxious weeds:

(2) *Pests shall mean prairie dogs, pocket gophers, and rats.*

(b) The word "board" (3) Board shall mean and include any board of county commissioners or supervisors or the governing body of any municipal corporation;

(c) The word "director" (4) *Director* shall mean the director of the Department of Agriculture and Inspection of the State of Nebraska;

(d) The word "district" (5) *District* shall mean and include any noxious weed eradication district created under the provisions of this act;

(e) The words "clerk" (6) *Clerk*, or "county clerk" shall mean the county clerk of the county wherein any lands of a district are situated except, and only except, where the words "city clerk" are specifically used or where the clerk of another county is specifically designated. The words "city City clerk" shall include mean the clerk of any city or village wherein the whole of a district is situated or proposed to be situated;

(f) The words "grazing" (7) *Grazing land* shall mean land outside the corporate limits of any city or village which has been used solely for pasturing domestic animals, and has not been tilled for raising any crop or has not been in any manner used for producing any crop, except grass, for more than ten years prior to the filing of any petition to exclude said land from the limits of any district as defined in subsection (d) (5) herein; and

(g) (8) Where the words "this act" appear in sections 2-910 to 2-951, and section 3 of this act, they shall be construed as referring exclusively to said sections.

Sec. 2. That section 2-943, Revised Statutes Supplement, 1951, be amended to read as follows:

2-943. The supervisors may (1) employ a field supervisor and other help, (2) purchase, sell, and trade such equipment, material, and supplies as may be deemed necessary for the effective operation of the district, and (3) lease, purchase, or sell sites and buildings for offices and housing of equipment when authorized at any annual or special meeting of the district. The chairman, when authorized by a majority vote of the supervisors, may execute leases, bills of sale, and deeds on behalf of the district. The supervisors shall sell chemical material *except insecticides* to landowners in their jurisdiction at the cost thereof and may make such charge for the use of machines or other equipment and operators as may be deemed by them sufficient to cover the actual cost of operation. The supervisors may also treat infested lands in the district and charge the actual cost of operation to the landowner. In case there are any unpaid amounts, except those to be collected by assessments, owing by any landowner on De-

ember 31, of each year, the supervisors shall immediately notify the delinquent landowner or landowners by registered mail of the amount thereof, with an itemized statement as to the cost of material, labor, and equipment. If the amount due is not paid within thirty days from the date of such notice, the supervisors may file a sworn statement of the same, including a description of the land treated or upon which the material, equipment, or labor was used, with the county clerk, and the county clerk shall include such amounts in making the county tax lists as an assessment and charge against such land, which charge shall be a lien upon said land as are all other taxes regularly levied, and which shall be collected as are all other taxes regularly levied. The supervisors shall keep a record showing the purchases of material and equipment for the control and eradication of noxious weeds or pests. They shall also keep a complete itemized record showing (1) the sales for cash and charge sales of material, (2) charges made for the use of equipment owned, leased, or hired or labor employed by the district on public or private land, and (3) work done on contract as provided for by section 2-936. Such records shall be open for inspection by the public. The supervisors and their employees shall have the right of ingress and egress in and upon all lands in the district for the purpose of carrying on their work and duties. Any supervisor may be employed in the actual work being done, in addition to his ordinary administrative duties and shall be paid for such work upon the same basis as other employees of the same class. The supervisors may make reasonable rules and regulations for the proper administration of this act.

Sec. 3. The supervisors may enter into contracts with any landowner in the district to treat the lands of such person for the control and eradication of pests, as defined in section 2-910. Charges to be made for such work by the district shall be not less than charges made by commercial pest control operators in the area for similar work. Before engaging in pest control work the supervisors shall make application to the director for authority to engage in such work. The director shall grant such authority if he shall be satisfied that such work will be performed in a safe manner and in accordance with regulations prescribed by him. Such authorization shall give such district authority to engage in pest control work until revoked by the director."

2. Amend the title of the bill, by striking lines 2 to 8, and substituting in lieu thereof the following:

"FOR AN ACT to amend section 2-910, Revised Statutes of Nebraska, 1943, and section 2-943, Revised Statutes Supplement, 1951,

relating to agriculture; to redefine terms; to permit weed districts to do pest control work as authorized; to prescribe the charges to be made for such work, and the manner of performing the same; to limit the types of pests to be controlled or eradicated, except as authorized by the director of the Department of Agriculture and Inspection; and to repeal the original sections.”

(Signed) Hal Bridenbaugh, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 257. Placed on General File.
LEGISLATIVE BILL 195. Indefinitely postponed.
LEGISLATIVE BILL 304. Indefinitely postponed.
LEGISLATIVE BILL 241. Indefinitely postponed.
LEGISLATIVE BILL 252. Indefinitely postponed.
LEGISLATIVE BILL 294. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 39
L. B. 106

L. B. 210

L. B. 444

Visitors

Mr. Brower introduced Miss Dorothy Beatty, Teacher, and thirty-five students from the Modern Problems Class of Columbus High School, Columbus, Nebraska.

Mr. Person introduced Miss Elledge, Teacher, and sixteen students from Brainard High School, Brainard, Nebraska.

MOTION—Introduce Bill

Mr. President: I move that the Committee on Agriculture be permitted to introduce a bill, by unanimous consent of the Committee. (Signed) Hal Bridenbaugh

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 571. By Committee on Agriculture, Hal Bridenbaugh of Dakota, Chairman.

A bill for an act to amend section 88-215, Reissue Revised Statutes of Nebraska, 1943, relating to warehouses; to provide that fees collected under sections 88-201 to 88-215, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof, shall be credited to the state General Fund instead of the Grain Warehouse Fund; and to repeal the original section.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 67.

A bill for an act to amend sections 71-1308 and 71-1313, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to reduce the renewal license fee of a funeral director; to provide that the Board of Examiners in Embalming shall have the consent and approval of the Director of the Department of Health before it may employ an inspector; to provide for appointment of inspectors by the examining boards designated in section 71-112, Reissue Revised Statutes of Nebraska, 1943; to eliminate the provision for appointment of attorneys to aid in enforcement of sections 71-1301 to 71-1324, Reissue Revised Statutes of Nebraska, 1943, and rules adopted pursuant thereto; to provide for the giving of certain notices with reference to the expiration of such licenses and the renewal thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Bridenbaugh	Carmody	Cramer
Anderson	Britt	Carpenter	Diers
Aufenkamp	Brower	Carson	Dooley
Beaver	Brown	Coffey	Duis
Bixler	Burney	Cole	Fenske

Hill	Liebers	Moulton	Syas
Hubka	Lillibridge	Nelson	Tvrdik
Klaver	McHenry	Person	Vogel
Kotouc	McNutt	Peterson	Williams
Larkin	Martin	Pizer	Wilson
Lee	Marvel	Shultz	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 224.

A bill for an act to amend sections 54-820 and 54-821, Reissue Revised Statutes of Nebraska, 1943, relating to commercial feeding stuffs; to redefine terms; to reduce the registration fee; to provide that the registration of a formula or brand shall be permanent; to change the requirements for information to be included in the application to register a formula or brand; to change the requirements as to showing ingredients used in the manufacture of commercial feeds; to change the provisions for labeling the contents of commercial feeding stuffs; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 554.

A bill for an act relating to irrigation; to authorize and permit the granting of additional and supplemental appropriations for irrigation of land under the prescribed circumstances; to fix the priority of such appropriations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter			

Voting in the negative, 1:

Wilson

Not voting, 1:

Burney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 140.

A bill for an act to amend section 27-1301, Reissue Revised Statutes of Nebraska, 1943, relating to justices of the peace; to provide that an appeal from a justice of the peace to the district court shall vest in the district court jurisdiction of all issues presented to the justice of the peace by the pleadings; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 141.

A bill for an act to amend section 25-1056, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide that the procedure for garnishment in aid of execution shall, after issuance of the order of garnishment, be the same as the procedure for garnishment before judgment; and to repeal the original section and also sections 25-1057 to 25-1061, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Britt	Carson	Duis
Anderson	Brower	Coffey	Fenske
Aufenkamp	Brown	Cole	Hill
Beaver	Burney	Cramer	Hubka
Bixler	Carmody	Diers	Klaver
Bridenbaugh	Carpenter	Dooley	Kotouc

Larkin	McNutt	Person	Tvrdik
Lee	Martin	Peterson	Vogel
Liebers	Marvel	Pizer	Williams
Lillibridge	Moulton	Shultz	Wilson
McHenry	Nelson	Syas	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 213.

A bill for an act relating to criminal procedure; to provide for forfeiture of a recognizance; to provide for procedure upon a forfeiture of a recognizance; to provide for appointment of the clerk of the court as agent of the obligor for service of notice; to provide for the remission of judgment on the recognizance and the exoneration of the surety thereon; and to repeal sections 29-1101, 29-1102, 29-1103, and 29-1104, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 374.

A bill for an act to amend section 23-1520, Revised Statutes of Nebraska, 1943, relating to counties; to eliminate the provision that the register of deeds shall forward the mortgage indebtedness record to the Auditor of Public Accounts and that the Auditor of Public Accounts shall embody the facts from the report in his reports; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 130.

A bill for an act to amend section 29-2219, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedures; to provide that the court may issue a warrant for the arrest of a person paroled in case of the violation of the conditions of the parole upon motion and showing by affidavit of the county attorney; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Williams
Burney	Hubka	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 1:

Carson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 202.

A bill for an act relating to school lands and funds; to provide for an easement or right-of-way for the purpose of constructing, replacing, and maintaining water pipe lines, power pumps, and appurtenances thereto across school lands, the title of which is vested in the State of Nebraska; and to provide the method of determining payment of compensation and damages for right-of-way.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Carmody	Duis	Liebers
Beaver	Carpenter	Fenske	Lillibridge
Bixler	Carson	Hill	McHenry
Bridenbaugh	Coffey	Hubka	McNutt
Britt	Cole	Klaver	Martin
Brower	Cramer	Kotouc	Marvel
Brown	Diers	Larkin	Moulton
Burney	Dooley	Lee	Nelson

Person	Shultz	Tvrdik	Williams
Peterson	Syas	Vogel	Wilson
Pizer			

Voting in the negative, 0.

Not voting, 2:

Adams Aufenkamp

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 78. Laid over.

LEGISLATIVE BILL 346. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Laid over.

LEGISLATIVE BILL 392. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 391. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 423. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 390. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 255. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 335. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 89.

Mr. Lillibridge moved that the following Attorney General's opinion be made a part of the record. The motion prevailed.

Attorney General's Opinion

DEPARTMENT OF JUSTICE

Lincoln, Nebraska

March 25, 1953

Hon. C. C. Lillibridge
State Senator
Capitol Building

Dear Senator:

In reply to your request of March 24 relating to L. B. 89, our file indicates that the present status of the bill is that all school districts have been exempted from the limitation contained therein. We know of no constitutional provision which would prohibit the legislature from taking such action if they see fit. Our Court has said that the Legislature may classify the subjects concerning which it legislates, so long as the classification is reasonable and is based upon real differences in situation. That is, the legislature may make different provisions for school districts than it does for other taxing districts, so long as there is a reasonable basis for making such a distinction.

The above rule of reasonable classification would also apply if the Legislature should decide that it wants to exempt only certain classes of school districts from the provisions of the Act. If there is a real difference in situation between the school districts

exempted from the Act, and those which are made subject to it, the Court would undoubtedly approve the action if there was a substantial reason for making such a distinction. However, if there was no reasonable basis for the distinction, the Court might be anticipated to be of the view that the legislation conflicted with that part of Article III, Section 18 of our Constitution which provides that, "The Legislature shall not pass local or special laws * * * Providing for the management of Public Schools."

Very truly yours,

CLARENCE S. BECK
Attorney General

(Signed) Clarence A. H. Meyer
Deputy Attorney General

CAHM:mk

Mr. Lee moved to advance L. B. 89 to E and R for engrossment.

Mr. Carpenter moved to indefinitely postpone the bill.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Adams	Duis	Lillibridge	Marvel
Carpenter	Liebers	McNutt	Peterson
Carson			

Voting in the negative, 32:

Anderson	Burney	Hubka	Nelson
Aufenkamp	Carmody	Klaver	Person
Beaver	Coffey	Kotouc	Pizer
Bixler	Cole	Larkin	Shultz
Bridenbaugh	Diers	Lee	Syas
Britt	Dooley	McHenry	Tvrdek
Brower	Fenske	Martin	Vogel
Brown	Hill	Moulton	Williams

Not voting, 2:

Cramer	Wilson
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The motion lost.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 541. Bracketed until April 9, 1953.

LEGISLATIVE BILL 48. Mr. Lee moved to indefinitely postpone.

The motion was lost with 11 ayes, 24 nays and 8 not voting.

Advanced to E and R for review.

LEGISLATIVE BILL 330. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was read.

Mr. Person offered the following amendment to the Standing Committee amendment:

Amend the Committee amendment by striking the words "fifty-six hundred" in line 2 and inserting in lieu thereof the words "five thousand".

Mr. Lillibridge offered the following amendment to the Person amendment:

Amend the Person amendment to read "fifty-two hundred dollars".

Mr. Klaver requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Duis moved that the Call be raised, which prevailed.

The Lillibridge amendment was adopted with 18 ayes, 14 nays and 11 not voting.

Mr. Tvrdik offered the following amendment, which was adopted with 18 ayes, 13 nays and 12 not voting.

"Amend the Person amendment to read "fifty-four hundred dollars".

The Person amendment as amended was adopted.

The Standing Committee amendment as amended was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 443. Laid over.

LEGISLATIVE BILL 556. Read and considered.

Bracketed until Tuesday, March 31, 1953.

LEGISLATIVE BILL 23. Bracketed until Tuesday, March 31, 1953.

LEGISLATIVE BILL 377. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 483. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for review.

Members Excused

Messrs. Burney and Carpenter were excused for Friday, March 27, 1953.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. 378	Wednesday, April 1, 1953	2:00 p.m.
L. B. 561	Wednesday, April 1, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 132. Correctly enrolled.

LEGISLATIVE BILL 188. Correctly enrolled.

LEGISLATIVE BILL 310. Correctly enrolled.

LEGISLATIVE BILL 376. Correctly enrolled.

LEGISLATIVE BILL 99. Placed on Select File as amended.

E and R amendments to L. B. 99:

1. In Mr. Beavers amendment to section 27 line 12, strike the 2nd word "treasurer" and in lieu thereof insert "treasurers".

2. Strike the new matter inserted by Mr. Duis' amendment to section 11, line 1 and in lieu thereof insert "be a person, or an officer or representative of a firm, partnership, or corporation, owning property in said district. He shall".

3. In Mr. Liebers 2nd amendment in newly inserted matter insert a comma at the beginning and end of newly inserted matter; and place said new matter before the newly inserted matter added to said line by an amendment by Mr. Carmody.

4. In Mr. Lieber's 3rd amendment, line one of the newly inserted matter after the word "on" insert "at the election referred to in subsection (1) of this section"; in line 2 of newly inserted matter strike the second word "or" and in lieu thereof insert "of".

5. In amendment 4 by Mr. Liebers, line 2 of the amendment insert "the" after "involving".

6. In amendment 5 by Mr. Liebers 2nd line of the amendment in newly inserted matter after the word "district" insert a period.

7. Insert the new matter added by Dooley amendment 5 at the end of section 17 instead of in line 5 thereof.

8. Insert a comma in section 1, line 2 after "convenience", in line 5 after "levee"; in section 3, page 3, line 29 after "petitions", line 30 after "petition"; section 6, page 4, line 1 after "person", line 2 after first "district", line 3 after "filed", line 5 after "boundaries"; in section 7, page 5, line 2, after "court"; section 25, page 13, line 6 after "date"; and section 28, page 14, line 2 after "treasurer".

9. In section 2, strike commencing with "the" in line 5 and all of line 6 and in lieu thereof insert "such owners,"; in section 4, page 4, line 12 strike the first comma; in line 14 after "The" insert "county"; in section 5, line 4 after "which" insert "date"; and in section 6, at the end of line 6 insert ". Such bond shall be".

10. In section 7, page 5, line 3, strike the word "for"; in line 6 strike "The notice shall state" and in lieu thereof insert "(2) The notice, provided for in subsection (1) of this section, shall state (a)"; in line 7 after the semicolon insert "(b)"; in line 8 after the semicolon insert "(c)"; in line 10 after the semi-

colon insert "(d)"; strike the comma in line 14 and all of lines 15 and 16 and in lieu thereof insert "; (e) the place or places of such election; (f) the hours of such election, which shall be between 8 a.m. and 6 p.m.; (g) the date of such election; (h) that at"; strike the comma in line 18; in line 19 strike ", such board to" and in lieu thereof insert "; and (i) that the board so elected shall"; in line 20 after the period insert "(3)"; and in lines 23 and 24 strike "a copy of such notice, and cause it" and in lieu thereof insert "copies of the notice, referred to in subsections (1) and (2) of this section, and cause a copy of the same".

11. In section 8, lines 1 and 2 strike "which ballot" and in lieu thereof insert ", which"; in line 2 strike ", and shall" and in lieu thereof insert "and"; and in line 3 after "lots" insert "for".

12. In section 9, before "At" insert "(1)"; in line 4 after the period insert "(2)"; in line 7 strike the comma and in lieu thereof insert "or upon, owned by him"; in line 8 strike "or lots may be" and in lieu thereof insert ", lots, or easements upon land or lots shall be located"; at the end of line 9 insert "or upon"; strike the last comma in line 10; in line 11 strike "may"; in line 14 strike "on the same tract" and in lieu thereof insert "as to the same tract of land or easement in or upon real estate therein"; in line 20 after "estate" insert "or easements in or upon real estate"; in line 21 strike "who are entitled to vote." and in lieu thereof insert "whether or not a person or corporation is entitled to vote. (3)"; in line 22 strike "the election," and in lieu thereof insert "any election referred to in this section"; in line 24 after the period insert "(4)"; in section 10, line 15 strike "having land in the district" and in lieu thereof insert "where land in the district is located"; and strike commencing with "rejection" in line 19 and all of line 20 and in lieu thereof insert "such rejection".

13. In section 11, line 5 after the first "to" insert "in such district"; strike commencing with the period in line 6 to and including "shall" in line 7 and in lieu thereof insert "as such director or other officer. Such bonds shall (1) run to the district, (2)"; in line 8 strike "shall" and in lieu thereof insert "(3)" also in lines 8 and 9 strike "his office. When so filed" and in lieu thereof insert "the office of such county clerk. When such bond is so filed and approved,"; in section 12, line 1, strike "Every" and in lieu thereof insert "On the second Tuesday of April of each"; in line 2 strike ", on the second Tuesday of April"; in lines 3 and 11 after "landowners" insert "and the owners of easements in or upon land located in such district"; and in line 7

strike “, in the same manner as provided” and in lieu thereof insert “under the provisions of section 4 of this act, in the same manner as is provided for”.

14. In section 15, page 9, line 2 strike “all” and in lieu thereof insert “any”; in section 16, line 8, after “of” insert “the district and owners of easements in or upon real estate in”; in section 17 line 4 after “land” insert “and easements in or upon land”; in line 5 strike “. The land” and in lieu thereof insert “so that the ones”; in line 6 strike “each tract” and in lieu thereof insert “those”; in section 18, lines 7 and 8 strike the commas; and in lines 16 and 17, and also in line 18 strike “or lots” and in lieu thereof insert “, lots, rights of way, or easements in or upon land”.

15. In section 19, page 10, line 10, strike “, and such” and in lieu thereof insert “. The”; in line 12 strike “, and such” and in lieu thereof insert “. Such district”; in line 13 strike “the summary manner” and in lieu thereof insert “a summary manner,”; in section 22, page 11, line 2 strike “therein” and in lieu thereof insert “in or upon real estate in the district”.

16. In section 23, page 12, line 1, after “directors” insert “of watershed districts”; in line 9 after “for” insert “(1)”; in line 11 strike the first comma, also in same line strike “or in” and in lieu thereof insert “(2)”; in line 13 strike “; or for” and in lieu thereof insert “, or (3)”; in section 25, line 7 and section 26 line 5 strike “not exceeding” and in lieu thereof insert “at not to exceed”.

17. In section 27, line 8 strike “clerk” and in lieu thereof insert “clerks”; in line 9 strike “county in which the land is” and in lieu thereof insert “counties in which land or easements in the district are”; in line 13 strike “warrants of the board of directors” and in lieu thereof insert “the order of the treasurer of the district”.

18. In section 28, page 14, line 1 before “The” insert “(1)”; in lines 9 and 10 strike “at reasonable hours”; in line 10 strike the period and in lieu thereof insert “at reasonable hours. (2)”; in line 11 before “shall” insert “of such district”; in same line after “make” insert “a”; line 13 after “of” insert “(a)”; in line 14 strike “together with” and in lieu thereof insert “(b)”; in line 15 strike “and” and in lieu thereof insert “(c)”; in line 16 strike “showing” and in lieu thereof insert “(d)”, in the same line strike the last comma and in lieu thereof insert “during such

year"; in line 17 strike "object" and in lieu thereof insert "purposes"; in same line strike "has" and in lieu thereof insert "have"; in line 18 strike the comma; in line 20 strike ", and a" and in lieu thereof insert ". A"; in line 21 strike "having" and in lieu thereof insert "containing", in same line strike the comma; line 22 strike ", and such" and in lieu thereof insert ". Such"; line 25 after the period insert "(3)"; line 26 strike "such" and in lieu thereof insert "the"; and in line 27 after the comma insert "as required by subsection (2) of this section,"; in section 29, page 15, line 2 strike "their own motion," and in lieu thereof insert "its own motion"; and in line 17 after "landowners" insert "or easement owners".

19. In section 30, line 1, before "When" insert "(1)"; strike the comma in line 5; line 7 after "land" insert "or easements"; line 8 strike ", or" and in lieu thereof insert "or,"; line 9 strike "then"; line 13 strike "so far" and in lieu thereof insert "insofar"; line 18 strike ", and"; line 19 strike the first comma and in same line and line 20 strike ", and such" and in lieu thereof insert ". Such"; line 21 strike "; *Provided*, any" and in lieu thereof insert ". Any"; at the beginning of line 29 insert "(2)"; and in line 30 strike the period at the end of the line and in lieu thereof insert "until other directors are regularly elected according to the provisions of this act. The areas in such district, referred to in section 3 of this act, may be changed and equalized by the board if the size of the district is enlarged or reduced, according to this section or section 29, but such changes shall not prevent the directors then acting from completing their terms."

20. In the bill title, in the next to the last line, after the semicolon insert "to make certain acts or failures to act unlawful; to provide penalties; to define terms;".

21. In section 1, line 5 strike the first "or" and in lieu thereof insert a comma; in section 6, line 1, at the end of the line insert "or upon"; in section 7, line 1 insert "(1)" after the second period.

LEGISLATIVE BILL 192. Placed on Select File as amended.

E and R amendment to L. B. 192:

1. In the bill, section 1, page 2, line 4 strike "Sixty-fourth" and in lieu thereof insert "Sixty-fifth".

LEGISLATIVE BILL 126. Placed on Select File as amended.

E and R amendments to L. B. 126:

1. In the bill, section 1, page 2, lines 7 and 8 strike "Director of said Department" and in lieu thereof insert " Director of ~~said~~ Department *State Board*"; and in line 8 strike "the" and in lieu thereof insert "*the such*".

2. In the bill title, line 4 before "eliminate" insert "provide for the appointment of the chief of the Division of Dental Health; to"; and in lines 4 and 5 (5 of original) strike "Chief of the Division of Dental Health" and in lieu thereof insert "chief of such division".

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 239. Placed on General File as amended.

Standing Committee amendments to L. B. 239:

1. Amend section 1 of the bill, line 12, by striking "twenty-three" and inserting "*twenty-three twenty-four*", and lines 16 and 17 by striking "twenty-four" and inserting "*twenty-four twenty-seven*".

2. Amend section 2 of the bill, line 9 by striking "twenty-five" and inserting "*twenty-five twenty-seven*", and lines 13, 14 and 15 by striking "twenty-seven hundred" and inserting "*twenty-seven hundred three thousand*".

3. Amend section 3 of the bill, line 11 by striking "twenty-seven" and inserting "*twenty-seven twenty-nine*", and lines 16 and 17 by striking "twenty-nine" and inserting "*twenty-nine thirty-three*".

4. Amend section 4 of the bill, line 13 by striking "twenty-eight" and inserting "*twenty-eight thirty-three*" and lines 18, 19, and 20 by striking "thirty-three" and inserting "*thirty-three thirty-six*".

5. Amend section 5 of the bill, line 13 by striking "thirty-one" and inserting "*thirty-one thirty-six*", and lines 19 and 20 by striking "thirty-six" and inserting "*thirty-six thirty-eight*".

6. Amend section 6 of the bill, line 13 by striking "thirty-three" and inserting "*thirty-three thirty-eight*", and lines 20 and

22 by striking "thirty-eight hundred" and inserting "thirty-eight hundred four thousand".

7. Amend section 7 of the bill, line 12 by striking "thirty-six hundred" and inserting "thirty-six hundred four thousand", and lines 18 and 19 by striking "four thousand" and inserting "four thousand forty-two hundred".

8. Amend section 8 of the bill, lines 17 and 18 by striking "four thousand" and inserting "four thousand forty-two hundred".

9. Amend page 9 of the bill, by inserting immediately after section 8, two new sections to be known as sections 9 and 10 and to read as follows:

"Sec. 9. That section 33-128, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

33-128. Members of county boards shall each be allowed for the time they shall be necessarily employed in the performance of all the duties of that office the sum of seven dollars and fifty cents per day and six cents per mile to be paid out of the general fund of the county. ; *Provided, in* Members of county boards shall each be paid an annual salary, payable monthly, as follows: (1) In counties having over two hundred thousand inhabitants, members of the county board shall be allowed a salary the sum of thirty-six hundred dollars per annum as compensation in full for their services; and *provided further,* ; (2) in counties having over sixty thousand inhabitants and not over two hundred thousand inhabitants, members of a county board, which is composed of three commissioners, shall be allowed a salary the sum of three thousand dollars per annum and members of a county board, which is composed of five commissioners, shall be allowed a salary the sum of twelve hundred dollars per annum, as compensation in full for their services. The total maximum amount of per diem compensation, to be paid or drawn by any member of the board shall not exceed the following amounts per annum: (1) In ; (3) in counties under township organization having twenty-two twenty thousand or more inhabitants and less than sixty thousand inhabitants, the sum of fourteen hundred twenty-five dollars ; (2) and in similar counties not under township organization, the sum of twenty-two hundred fifty dollars, except as the same is modified or changed as to those counties under this subsection which also come under the provisions of subsection subdivision (5) of this section; (3) (4) in counties under township organization having twelve nine thousand or more and less than twenty-two twenty

thousand inhabitants, *the sum of twelve hundred dollars* ; (4) *and in similar counties not under township organization, the sum of nineteen hundred fifty dollars, except as to those counties under this subsection subdivision* which also come under the provisions of subsection subdivision (5) of this section; (5) in counties not under township organization, which contain an area of not less than two thousand square miles and a population of fifteen thousand inhabitants or more and less than twenty-five thousand inhabitants, *the sum of twenty-two hundred fifty dollars per annum*; and (6) in counties under township organization, having less than *twelve nine* thousand inhabitants, *the sum of nine hundred dollars* ; and (7) in similar counties not under township organization, *the sum of fourteen hundred fifty dollars*. In counties not under a township organization, but having a county board of seven commissioners or more as provided by section 23-297, the commissioners shall be allowed compensation in the same amount as though the county was under township organization. All members of county boards shall execute and file claims for ~~earned compensation~~ and mileage, as herein provided for, in accordance with section 23-135.

Sec. 10. That section 80-409, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

80-409. The county board of each county in this state is authorized and directed to provide, by special levy or out of the general fund of the county, such amount as shall be necessary for the use of the county service committee to aid and enable such county service committee to carry out and execute its functions, powers and duties as defined in this act, and to pay their expenses.

In counties having a population of class (1), as defined in section 23-1101, the county veterans' service officer shall receive an annual salary not less than twenty-four hundred dollars; Provided, that in counties of this class where the county service committee determines that the services of a county veterans' service officer are not needed on a full time basis, the salary of the county veterans' service officer shall be an amount in proportion to the time the service officer devotes to his duties of county veterans' service officer, such amount to be determined by the county service committee; but in no case shall the salary of the part time county veterans' service officer be less than six hundred dollars per annum.

In counties having a population of class (2), as defined in section 23-1101, the county veterans' service officer shall receive

as annual salary not less than twenty-four hundred dollars; *Provided*, that in counties of this class where the county service committee determines that the services of a county veterans' service officer are not needed on a full time basis, the salary of the county veterans' service officer shall be an amount in proportion to the time the service officer devotes to his duties of county veterans' service officer, such amount to be determined by the county service committee; but in no case shall the salary of the part time county veterans' service officer be less than twelve hundred dollars per annum.

In counties having a population of classes (3) and (4), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than twenty-nine hundred dollars; *Provided*, that in counties of these classes where the county service committee determines that the services of a county veterans' service officer are not needed on a full time basis, the salary of the county veterans' service officer shall be an amount in proportion to the time the service officer devotes to his duties of county veterans' service officer, such amount to be determined by the county service committee; but in no case shall the salary of the part time county veterans' service officer be less than fifteen hundred dollars per annum.

In counties having a population of class (5), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-three hundred dollars.

In counties having a population of class (6), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-six hundred dollars.

In counties having a population of class (7), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-six hundred dollars.

In counties having a population of class (8), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-six hundred dollars.

In counties having a population of class (9), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-six hundred dollars.

In counties having a population of class (10), as defined in section 23-1101, the county veterans' service officer shall receive as annual salary not less than thirty-six hundred dollars.

The salaries of county veterans' service officers will be paid monthly from the general fund or from the fund provided by special levy for this purpose.

The county board shall provide offices suitable office facilities for the county veterans' service officer in the county seat , preferably in the courthouse."

10. Renumber sections 9 to 11 as sections 11 to 13, respectively.

11. Amend original section 9, renumbered section 11, line 1 by striking "8" and inserting "10", and line 4 by striking "sheriffs" and inserting "the county officers as prescribed therein".

12. Amend original section 10, renumbered section 12, line 1 by inserting after the word "original" the following:

"sections 33-128 and 80-409, Reissue Revised Statutes of Nebraska, 1943, and".

13. Amend the title of the bill, line 2 by inserting after the word "amend" the figures, words, and punctuation "sections 33-128 and 80-409, Reissue Revised Statutes of Nebraska, 1943, and by striking line 6 and inserting "certain county officers in counties, as prescribed;".

LEGISLATIVE BILL 441. Placed on General File as amended.

Standing Committee amendments to L. B. 441:

1. Amend Page 4, Section 6 by striking all material in lines 15, 16, 17 and 18.

2. Amend Page 5, Section 7, Line 13 by striking the word "ten" and substituting in lieu thereof the word "five".

LEGISLATIVE BILL 439. Placed on General File.

LEGISLATIVE BILL 349. Placed on General File.

(Signed) Charles Wilson, Chairman

Visitor

President Warner introduced former Senator Charles Allen of Cozad, Nebraska, who addressed the Legislature briefly.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 376

L. B. 188

L. B. 132

L. B. 310

Adjournment

At 11:56 a.m., on a motion by Mr. Shultz, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, March 27, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m.. President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney and Carpenter, who were excused, and Mr. Moulton, who was excused until 10:30 a.m.

The Journal for the Fifty-eighth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 409	Monday, April 13, 1953	2:00 p.m.
L. B. 410	Monday, April 13, 1953	2:00 p.m.
L. B. 428	Monday, April 13, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 146. Correctly enrolled.
LEGISLATIVE BILL 181. Correctly enrolled.
LEGISLATIVE BILL 186. Correctly enrolled.
LEGISLATIVE BILL 253. Correctly enrolled.
LEGISLATIVE BILL 177. Correctly engrossed.
LEGISLATIVE BILL 316. Correctly engrossed.
LEGISLATIVE BILL 389. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance**LEGISLATIVE BILL 465.** Indefinitely postponed.

(Signed) Otto Kotouc, Sr., Chairman

Bills Referred to Standing Committee

L. B. Committee

571.....Agriculture

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 146

L. B. 186

L. B. 181

L. B. 253

Visitors

Mr. Beaver introduced Mr. O. L. Scranton, Superintendent, Mrs. Helen Terkelson and Miss Bula Cook, Teachers, several sponsors, and thirty-six students from the Junior High School, Tekamah, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 191.

A bill for an act to amend section 23-1110.01, Revised Statutes Supplement, 1951, relating to county officers; to provide that salaries of probation officers judicially appointed in counties having a population of classes (9) and (10) shall be fixed by the district judges; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams
AndersonBeaver
BixlerBridenbaugh
BrittBrower
Brown

Carmody	Duis	Liebers	Peterson
Carson	Hill	Lillibridge	Pizer
Coffey	Hubka	McHenry	Shultz
Cole	Klaver	Martin	Syas
Cramer	Kotouc	Marvel	Tvrdek
Diers	Larkin	Nelson	Vogel
Dooley	Lee	Person	Williams

Voting in the negative, 1:

Fenske

Not voting, 6:

Aufenkamp	Carpenter	Moulton	Wilson
Burney	McNutt		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 313.

A bill for an act to amend section 79-701, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for discontinuing of Class II district when the high school enrollment is less than the prescribed number for three consecutive years, and the high school maintained by such district is within fifteen miles on a reasonably improved highway of a high school as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 23:

Adams	Carson	Lee	Pizer
Anderson	Coffey	Liebers	Shultz
Beaver	Cole	Lillibridge	Syas
Bixler	Duis	McHenry	Tvrdek
Britt	Klaver	Martin	Vogel
Brown	Larkin	Marvel	

Voting in the negative, 12:

Aufenkamp	Carmody	Hill	Person
Bridenbaugh	Diers	Kotouc	Peterson
Brower	Fenske	Nelson	Williams

Not voting, 8:

Burney	Cramer	Hubka	Moulton
Carpenter	Dooley	McNutt	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 366.

A bill for an act to amend section 81-325, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to authorize the Department of Banking to withhold information filed with it, under certain circumstances; to remove the requirement that the department produce in court any information possessed by it, upon order of such court; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carson	Klaver	Marvel
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Tyrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Martin	Williams
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 5:

Burney	Moulton	Syas	Wilson
Carpenter			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 475.

A bill for an act to amend section 35-510, Reissue Revised Statutes of Nebraska, 1943, relating to rural fire protection districts; to increase the limit a district may become indebted; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Martin	Williams
Carmody	Hubka	Marvel	

Voting in the negative, 0.

Not voting, 4:

Burney	Carpenter	Moulton	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 78. Laid over.

LEGISLATIVE BILL 346. Laid over.

LEGISLATIVE BILL 7. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 99. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Bracketed until April 1, 1953.

LEGISLATIVE BILL 126. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

REPORT—Committee on Committees

March 27, 1953

Mr. President:

Your Committee on Committees wishes to report favorably the following appointments:

Mayme Stukel.....Director of Assistance
L. N. Ress.....State Engineer
Charles H. Yost.....Member of Merit System Advisory
 Council

(Signed) C. C. Lillibridge, Chairman

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointments be confirmed by the Legislature, and that each appointment be voted on separately. (Signed) C. C. Lillibridge

The motion prevailed.

Vote on Miss Stukel

Voting in the affirmative, 33.

Voting in the negative, 0.

Not voting, 10.

Having received a majority of the votes of all members, the President declared the appointment of Miss Stukel confirmed.

Mr. President: Had I been present, I would have voted for the confirmation of the appointment of Mayme Stukel. (Signed) Arthur Carmody, Hal Bridenbaugh

Vote on Mr. Ress

Voting in the affirmative, 33.

Voting in the negative, 0.

Not voting, 10.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Ress confirmed.

Vote on Mr. Yost

Voting in the affirmative, 36.

Voting in the negative, 0.

Not voting, 7.

Having received a majority of the votes of all members, the President declared the appointment of Mr. Yost confirmed.

Visitors

Mr. Lillibridge introduced Mr. Ivar Lindstrom, County Agent of Fillmore County, Mr. Emory Johnson, Chairman of Delegation, and forty members of the Exeter Breeders and Feeders Association.

GENERAL FILE

LEGISLATIVE BILL 443. Bracketed.

LEGISLATIVE BILL 368. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 394. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Mr. Beaver offered the following amendment, which was adopted:

Add the figure "2" after "Sec." in line 1, Section 2, page 2, of L. B. 394.

Advanced to E and R for review.

LEGISLATIVE BILL 50. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were read.

Mr. Beaver offered the following amendment to the Standing Committee amendments:

1. Amend Standing Committee amendment 1, line 10 by striking the word "obtained" and inserting in lieu thereof "issued".

Mr. Tvrdik moved to add his name and Mr. Vogel's name to Mr. Beaver's amendment.

The motion prevailed.

Mr. Tvrdik moved to adopt the Standing Committee amendments as amended.

The motion prevailed.

Advanced to E and R for review.

Visitors

Mr. Dooley introduced Mrs. Harold Wall, Teacher, four sponsors, and twenty-one students from Alvo Consolidated District No. 102 School, Alvo, Nebraska.

MOTION—Suspend Rules, Place Bill on General File

Mr. President: I move to suspend the rules and place L. B. 567 on General File. (Signed) Herbert J. Duis

The motion prevailed with 31 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 448. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for review.

Mr. Lillibridge Presiding**LEGISLATIVE BILL 430.** Read and considered.

Mr. Lee offered the following amendment, which was adopted:

Amend the enacting clause by inserting "the people of" after the word "by".

Advanced to E and R for review.

President Warner Presiding

LEGISLATIVE BILL 396. Laid over.

LEGISLATIVE BILL 388. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review.

Visitors

President Warner introduced Mr. Emory Johnson, President of the Cattle Feeders Association of Exeter and Mr. Glen Lewis of Exeter, Nebraska, President of the State Association of Cattle Feeders, both of whom addressed the Legislature briefly.

LEGISLATIVE BILL 548. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 293. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Advanced to E and R for review.

Member Excused

Mr. Klaver was excused for the remainder of the day.

LEGISLATIVE BILL 206. Laid over.

LEGISLATIVE BILL 291. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 263. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 299. Laid over.

LEGISLATIVE BILL 524. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review.

Members Excused

Mr. Kotouc was excused for the remainder of the day.

Mr. Lillibridge was excused for the remainder of the morning.

Mr. Hubka was excused for the remainder of the day.

LEGISLATIVE BILL 555. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 249. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 4. Laid over.

Members Excused

Mr. Williams was excused for the remainder of the day.

Mr. Adams was excused for the remainder of the day.

LEGISLATIVE BILL 520. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 523. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for review.

Member Excused

Mr. Aufenkamp was excused for the remainder of the day.

Approved by the Governor

March 27, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 26, 1953, he approved L. B. 112, L. B. 131, L. B. 134, L. B. 135, L. B. 136, L. B. 197, L. B. 222 and L. B. 365.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 236. Correctly enrolled.
LEGISLATIVE BILL 67. Correctly enrolled.
LEGISLATIVE BILL 374. Correctly enrolled.
LEGISLATIVE BILL 323. Correctly engrossed.
LEGISLATIVE BILL 521. Correctly engrossed.
LEGISLATIVE BILL 330. Placed on Select File as amended.

E and R amendment to L. B. 330:

1. Strike all amendments and also strike "six thousand" in line 6 of section 1, and in lieu thereof insert "thousand fifty-four hundred".

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 451. Indefinitely postponed.

LEGISLATIVE BILL 429. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Announcement—Meeting Cancelled

Mr. Hill announced that there would be no meeting of the Miscellaneous Appropriations and Claims Committee this afternoon.

Appreciation

Mr. Carson expressed his appreciation and thanks to the Sergeant-at-Arms, the Pages, and all others who helped in the Public Works Committee hearing yesterday.

Adjournment

At 11:53 a.m., on a motion by Mr. Hill, the Legislature adjourned until 10:00 a.m., Monday, March 30, 1953.

Hugo F. Srb

Clerk of the Legislature

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, March 30, 1953

Pursuant to adjournment, the Legislature met at 10:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Aufenkamp, who was excused.

The Journal for the Fifty-ninth Day was approved.

Communications

Letter from Consuelo N. Bailey, Speaker of the House of Representatives, Montpelier, Vermont, acknowledging receipt of Legislative Resolution 17.

Letter from W. T. Ludlum, Clerk of the General Assembly of New Jersey, Trenton, New Jersey, acknowledging receipt of Legislative Resolution 17.

Letter from A. C. Gustafson, Chief Clerk, House of Representatives, Des Moines, Iowa, acknowledging receipt of Legislative Resolution 17.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 28, 1953, at 10:00 a.m.:

L. B. 181
L. B. 186

L. B. 253
L. B. 146

Presented to the Governor for approval on March 27, 1953,
at 3:00 p.m.:

L. B. 210
L. B. 444
L. B. 106
L. B. 39

L. B. 376
L. B. 188
L. B. 132
L. B. 310

(Signed) Joseph D. Martin, Chairman

Approved by the Governor

March 30, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 28, 1953, he approved L. B. 39, L. B. 106, L. B. 132, L. B. 188, L. B. 210, L. B. 310, L. B. 376, L. B. 444, L. B. 146, L. B. 181, L. B. 186, and L. B. 253.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Visitors

Mr. Kotouc introduced Mr. Wilber Waite of Sherman County, a former member of the Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 554. Correctly enrolled.
LEGISLATIVE BILL 130. Correctly enrolled.
LEGISLATIVE BILL 140. Correctly enrolled.
LEGISLATIVE BILL 141. Correctly enrolled.

LEGISLATIVE BILL 191. Correctly enrolled.
LEGISLATIVE BILL 202. Correctly enrolled.
LEGISLATIVE BILL 213. Correctly enrolled.
LEGISLATIVE BILL 224. Correctly enrolled.
LEGISLATIVE BILL 313. Correctly enrolled.
LEGISLATIVE BILL 366. Correctly enrolled.
LEGISLATIVE BILL 475. Correctly enrolled.
LEGISLATIVE BILL 280. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Public Works

LEGISLATIVE BILL 359. Placed on General File.

(Signed) Hugh Carson, Chairman

Judiciary

LEGISLATIVE BILL 454. Placed on General File as amended.

Standing Committee amendments to L. B. 454:

1. Amend page 2, Section 1 of the bill by adding an additional subsection immediately after subsection (6) to be known as subsection (7), which will read as follows:

“(7) Public owner shall mean the state or any agency or political subdivision thereof or any municipal corporation or quasi-municipal corporation or public authority which has an interest in any of the lands in and under which a condemner requires the right to underground storage.”

2. Amend page 3, Section 3, line 7, by inserting after the word and punctuation “thereof.” the following words and punctuation as a new paragraph.

“The condemner shall set forth in the petition filed in the action to condemn and acquire the right to underground storage whether any public owner has any interests which would be affected by underground storage in any of the lands in which such right to underground storage is required, and any public owner having any such interest shall be served with notice of such petition in like manner as any condemnee, and such public owner shall, by instrument made by its proper officer or officers, grant such in-

terest, but not more than the right to underground storage, to the condemner upon the payment to it by the condemner of compensation in such amount as shall have been fixed by the award in respect thereto, made in like manner as if such public owner were a condemnee."

3. Amend page 3, Section 4, line 1, by striking the word "All" and inserting in lieu thereof the words and punctuation, "Except as otherwise provided in Section 3 of this Act, all".

(Signed) Robert D. McNutt, Chairman

Government

LEGISLATIVE BILL 566. Placed on General File.

LEGISLATIVE BILL 549. Placed on General File.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 236

L. B. 140

L. B. 224

L. B. 67

L. B. 141

L. B. 313

L. B. 374

L. B. 191

L. B. 366

L. B. 554

L. B. 202

L. B. 475

L. B. 130

L. B. 213

RESOLUTIONS

LEGISLATIVE RESOLUTION 20. Re: Committee to Study Irrigation Laws.

Introduced by Herbert J. Duis of Dawson.

WHEREAS, the irrigation laws were enacted many years ago and since their adoption by the Legislature there has been a trend to a more modern use of water both as to natural flow and storage, and

WHEREAS, Chapter 70, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, contains provisions concerning both public irrigation and public power.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

That the executive committee of the Legislative Council appoint a committee of nine members so that at least two members shall be appointed from each Congressional District, and that the committee make a comprehensive and detailed study of the irrigation laws and report to the next session of the Legislature. The report to provide:

(1) Whether the irrigation laws be rearranged, amended, and recodified to conform with modern use of water, both as to natural flow and storage;

(2) Whether Chapter 70, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, be revised and amended to separate public power from irrigation;

(3) Whether public power be placed under the jurisdiction of the Nebraska State Railway Commission;

(4) Whether all public power and irrigation districts be dissolved and the Department of Roads and Irrigation or some other department, board, or agency have the entire supervision over public power in this state; and

(5) Necessary bills to be introduced in the Legislature to carry out the provisions of the report.

That necessary experts be employed to accomplish the study and to enable the committee to make a definite decision.

Visitors

Mr. Syas introduced Mrs. Lyle Willenburg, Mrs. Don Newll, Mrs. Chester Schnider, Mrs. Walt Evers, Mrs. Guy McClure, Mrs. John Harlow, Mrs. Wayne Barnes, Mrs. B. Bloedel, Mrs. R. P. Ashurst, Mrs. Wm. Nelson, Mrs. C. Barney and Mrs. Rodger Dubler, all Cub Mothers, and sixty-two Cub Scouts from Cub Pack 19, Belvedere School, Omaha, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 446. With emergency.

A bill for an act to amend section 50-112, Reissue Revised Statutes of Nebraska, 1943, and section 84-608, Revised Statutes Supplement, 1951, relating to state officers; to provide that the salary of the deputy state treasurer shall be fixed by the State Treasurer within the prescribed limits; to increase the salaries of the Clerk of the Legislature and the first assistant clerk thereof; to provide when a change in the salary of the deputy state treasurer may become operative; to provide when the changes in the salaries of the Clerk of the Legislature and the first assistant clerk thereof shall go into effect; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Liebers	Peterson
Bridenbaugh	Diers	Lillibridge	Pizer
Britt	Duis	McHenry	Shultz
Brower	Fenske	McNutt	Syas
Carmody	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 7:

Aufenkamp	Burney	Lee	Williams
Brown	Dooley	Tvrdik	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 179.

A bill for an act to amend section 83-455, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 133, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to state institutions; to authorize the Board of Control

to transfer persons sixteen years of age, or over, from the State Industrial School to the Men's Reformatory as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Aufenkamp	Burney	Lee
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 194.

A bill for an act to amend section 71-1,121, Reissue Revised Statutes of Nebraska, 1943, relating to the practice of nursing; to reduce the age that an applicant to practice nursing must have attained before a license may be issued; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Beaver	Bridenbaugh	Brower
Anderson	Bixler	Britt	Brown

Carmody	Duis	Liebers	Person
Carpenter	Fenske	Lillibridge	Peterson
Carson	Hill	McHenry	Pizer
Coffey	Hubka	McNutt	Shultz
Cole	Klaver	Martin	Syas
Cramer	Kotouc	Marvel	Tvrdik
Diers	Larkin	Moulton	Williams
Dooley	Lee	Nelson	Wilson

Voting in the negative, 0.

Not voting, 3:

Aufenkamp	Burney	Vogel
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 230.

A bill for an act to amend section 85-117, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to extend the powers of the Board of Regents in regard to conferring honorary degrees in recognition of learning or devotion to literature, science, or art; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Aufenkamp

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 244. With emergency.

A bill for an act to amend section 79-803.02, Revised Statutes Supplement, 1951, relating to schools; to correct mistake in 1951 legislation in making reference to Chapter 19, article 5, when Chapter 19, article 6, was intended; to make the provisions of this section applicable to schools in cities having a population under twenty-five thousand inhabitants and operating under a city manager form of government; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Aufenkamp

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 269.

A bill for an act to authorize and direct the Governor of Nebraska, for and in the name of the State of Nebraska, to join with other states in an Interstate Compact to Conserve Oil and Gas; to provide the Governor with authority to execute agreements for extension thereof and to withdraw therefrom; to provide for an official representative on the Interstate Oil Compact Commission; to permit the Governor to appoint an assistant representative; to provide his powers; and to limit the power of the Governor or the assistant representative to put into effect any rules, regulations, or decisions affecting the oil industry in Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Beaver	Coffey	Kotouc	Moulton
Bixler	Cole	Larkin	Nelson
Bridenbaugh	Cramer	Lee	Person
Britt	Diers	Liebers	Peterson
Brower	Dooley	Lillibridge	Pizer
Brown	Fenske	McHenry	Shultz
Burney	Hill	McNutt	Syas
Carmody	Hubka	Martin	Vogel
Carpenter	Klaver	Marvel	Wilson
Carson			

Voting in the negative, 4:

Adams	Anderson	Duis	Williams
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Not voting, 2:

Aufenkamp	Tvrdik
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 468.

A bill for an act to amend section 81-864, Reissue Revised Statutes of Nebraska, 1943, relating to State Real Estate Commission; to provide that neither the director nor any employee of

the commission may be an officer or paid employee of any real estate association or group of real estate dealers or brokers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Carpenter	Fenske	Moulton
Beaver	Carson	Kotouc	Nelson
Bixler	Coffey	Liebers	Person
Bridenbaugh	Cole	Lillibridge	Peterson
Britt	Cramer	McHenry	Pizer
Brower	Diers	McNutt	Shultz
Brown	Dooley	Martin	Syas
Burney	Duis	Marvel	Wilson
Carmody			

Voting in the negative, 2:

Hill	Larkin
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Not voting, 8:

Adams	Hubka	Lee	Vogel
Aufenkamp	Klaver	Tvrdek	Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 161	Tuesday, April 7, 1953	2:00 p.m.
L. B. 415	Tuesday, April 7, 1953 (Reset)	2:00 p.m.
L. B. 442	Tuesday, April 7, 1953	2:00 p.m.
L. B. 552	Tuesday, April 7, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for his approval on March 30, 1953, at 10:45 a.m.:

L. B. 236	L. B. 67	L. B. 374
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(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 352. Indefinitely postponed.

LEGISLATIVE BILL 165. Placed on General File as amended.

Standing Committee amendments to L. B. 165:

1. Amend page 2 of the bill, section 2, line 17, by striking the word "license" and inserting in lieu thereof the words "Motor vehicle".

2. Amend page 3 of the bill, section 3, line 10, by striking the word "April" and inserting in lieu thereof the word "February".

3. Amend page 3 of the bill, section 3, line 12, by striking the word "May" and inserting in lieu thereof the word "March".

4. Amend page 3 of the bill, section 3, line 14, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

5. Amend page 3 of the bill, section 3, line 14, by adding after the words "tax purposes" and before the "," the following:

"in accordance with section 77-201, as amended by section 1, Legislative Bill 272, Sixty-fifth Session, Nebraska State Legislature, 1953;".

6. Amend page 3 of the bill, section 3, by striking the new material beginning with line 15 and to the end of the paragraph and inserting in lieu thereof the following:

"Provided, that in order to accomplish the purposes of the amendment to Article VIII, section 1, of the Constitution of Nebraska, and in order not to impose an undue burden of taxation on motor vehicles in changing the method of taxation thereof, a tax of one dollar shall be imposed upon each motor vehicle subject to taxation within the State of Nebraska for the year 1953."

7. Amend page 4 of the bill, section 5, line 4, by striking the words "November 1" and inserting in lieu thereof the words "August 1"; by striking the punctuation at the end of line 4, by striking lines 5 to 8, and inserting in lieu thereof the punctuation "."

8. Amend page 5 of the bill, section 6, line 19, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

9. Amend page 5 of the bill, section 6, lines 22 and 23, by striking "and certify the list to the county treasurer" and insert in lieu thereof the following:

"and cause a notice of the amount of such tax to be sent through the United States mails to the registrant at the address shown upon his registration certificate,".

10. Amend page 5 of the bill, section 7, line 3, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

11. Amend page 5 of the bill, section 7, line 6, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

12. Amend page 5 of the bill, section 7, line 8, by striking the new material beginning in line 8 following the "." and by striking lines 9 to 18 and inserting in lieu thereof the following:

"Such motor vehicle tax shall be computed annually on the value of the motor vehicle as certified to the county assessor by the Board of Equalization and Assessment at a rate equal to the ad valorem rate for all purposes for the preceding year in the several taxing units of the state in which the motor vehicle is located and such motor vehicle tax as thus computed shall be collected annually by the county treasurer at the time of application for and before registration of the motor vehicle each year. The proceeds from such motor vehicle tax in each county shall be allocated to each taxing unit levying taxes on tangible personal property in the county in which the motor vehicle is located, in the same proportion that the levy on tangible personal property of such taxing unit bears to the total levy on tangible personal property of all the taxing units in which the motor vehicle is located."

13. Amend page 6 of the bill, section 8, line 4, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

14. Amend page 6 of the bill, section 8, line 8, by inserting "," following the word "vehicles".

15. Amend page 6 of the bill, section 9, line 7, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

16. Amend page 6 of the bill, section 9, line 8, by striking beginning with the period after the words "registration year" and striking lines 9 to 15, and insert in lieu thereof the following:

"or such transferor may file a claim with the county clerk as provided by section 23-135, and when audited and allowed a warrant shall be drawn upon the general fund for payment of the same."

17. Amend page 6 of the bill, section 10, line 2, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

18. Amend page 6 of the bill, section 10, line 8, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

19. Amend page 7 of the bill, section 11, line 4, by striking the word "license" and inserting in lieu thereof the words "motor vehicle"; then strike "," and insert "as provided by this act".

20. Amend page 7 of the bill, section 11, line 7, by inserting following the period:

"Motor vehicle taxes shall not become due until application is made for registration of the motor vehicle but may be paid at any time subsequent to November 1 of the year prior to the year of registration."

21. Amend page 7 of the bill, section 12, line 1 and 2, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

22. Amend page 7 of the bill, section 12, line 13, by striking the word "license" and inserting in lieu thereof the words "motor vehicle".

23. Amend the bill by striking section 13.

24. Amend the bill by renumbering sections 14 and 15, as sections 13 and 14, respectively.

25. Amend page 8 of the bill, by inserting three new sections immediately after renumbered section 14, to be known as section 15, 16, and 17 and to read as follows:

"Sec. 15. Any person, not a resident of this state, who is the owner of a motor vehicle required to be registered under the laws of this state and which is not registered in this state or any other state may, for the sole purpose of delivering, or having delivered, such motor vehicle, to his home or place of business

in another state apply for and obtain a temporary permit which shall allow such person, his agent or employee to operate such motor vehicle upon the public highways under conditions set forth hereunder, without obtaining a certificate of title to, or registration for, such motor vehicle in this state.

Sec. 16. The application for such temporary permit shall be in a form prescribed by the Director of Motor Vehicles and shall contain the name and address of the applicant, the description of the motor vehicle to be transported or driven; the point in this state where such motor vehicle was acquired and the point in another state, district or county where such motor vehicle is to be driven or delivered, and any other information the director may require.

Sec. 17. Upon receipt of such application, duly verified and accompanied by a fee of five dollars, the county treasurer shall issue to such applicant a temporary permit, in the form of a metal permit plate, which plate shall be devised by the Director of Motor Vehicles, and evidenced by the official certificate of the county treasurer, which certificate shall state the name of the owner and operator of the motor vehicle so licensed, the description of such motor vehicle and the name of the place in Nebraska where such motor vehicle was purchased or otherwise acquired, the name of the place where delivery is to be made and the time, not to exceed thirty days from date of issuance, during which such permit shall allow the holder thereof the same rights and privileges, during the valid period of such permit, as if such motor vehicle were registered under the registration provisions of the laws of this state."

26. Amend page 8 of the bill by renumbering original sections 16 and 17, as sections 18 and 19, respectively.

27. Amend page 8 of the bill, renumbered section 18, lines 3 and 4, by striking the words and punctuation "and original section 77-1242, Revised Statutes Supplement, 1951,".

28. Amend the title of the bill, lines 4 and 5, by striking the words and punctuation "and section 77-1242, Revised Statutes Supplement, 1951,".

(Signed) Karl E. Vogel, Chairman

SELECT FILE

LEGISLATIVE BILL 78. Mr. Tvrdik asked unanimous consent to

withdraw his amendments found in the Legislative Journal for the Fifty-third Day. Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 346. Mr. Person offered the following amendments:

1. Amend the bill by striking original sections 3 and 4, now renumbered sections 1 and 2, and all amendments thereto.

2. Renumber original sections 5 to 8, now sections 3 to 6, as sections 1 to 4, respectively.

3. Amend original sections 5, now renumbered section 1, lines 21 and 22 by striking “, and to issue certificates of exemption as provided in section 35-104”.

4. Amend Standing Committee amendment 4, line 2 by inserting after “35-104” the punctuation and figures “, 35-502, 35-503,”.

5. Amend the title to conform.

Mr. Person asked unanimous consent that his amendments, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 399. E and R amendment, found in the Legislative Journal for the Fifty-seventh Day was adopted.

Mr. Brown offered the following amendment:

Amend Section 1, line 39, by inserting after the words “as such” and before “and has” the following: “for 20 years or more.”

Mr. Brown asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for engrossment.

Unanimous Consent—Withdraw L. B. 50

Mr. Tvrdik asked unanimous consent to withdraw L. B. 50. Consent was granted.

GENERAL FILE

LEGISLATIVE BILL 211. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were read.

Mr. Lee offered the following amendment to the Standing Committee amendments, which was adopted:

Amend the Standing Committee amendment, paragraph 1, of March 13, 1953, to L. B. 211, line 2, by striking the word "actual" and inserting in lieu thereof the word "assessed".

Mr. Tvrdik moved to adopt the Standing Committee amendments as amended.

The motion prevailed.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 126. Correctly engrossed.

LEGISLATIVE BILL 523. Placed on Select File.

LEGISLATIVE BILL 249. Placed on Select File.

LEGISLATIVE BILL 267. Placed on Select File as amended.

E and R amendments to L. B. 267:

1. In section 2, page 2, in the amendment to line 14 insert "and" at the beginning of the newly inserted matter, and in the amendment to line 15, section 2, at the end of the newly inserted matter insert a comma, and in the amendment to line 19, section 2, insert "and" after the semicolon at the beginning of the newly inserted matter.

2. In new section 3, line 3, after the period insert "(1)"; in line 11 after the period insert "(2)"; in line 12 strike "an" and in lieu thereof insert "~~an~~ a housing"; in line 17 of the original (18 in mimeographed copy) after the period insert "(3)"; in line 31 after the period insert "(4)"; in lines 31 and 42 (of original amendment) insert a comma after "action"; at end of line 32 in the original bill after the word "the" insert "housing"; in lines 38 and 39 of the original (39 of the mimeographed copy) strike

"foregoing terms" and in lieu thereof insert "foregoing terms set forth in subsection (3) of this section"; in line 40 of original strike "above-enumerated conditions" and in lieu thereof insert "above enumerated conditions, set forth in subsection (3) of this section,".

3. In section 4 (formerly Sec. 3), line 3, after the period insert "(1)"; in line 4 and also in lines 15 and 16 strike "aforesaid" and in lieu thereof insert "aforesaid provided for in subsection (3) of section 19-1004"; in line 5 after "mayor" insert "or chairman of the board of trustees"; in the amendment to line 13, in section 4, strike the comma at the end of the new insertion; in line 14 after the period insert "(2)"; in line 17, after the period insert "(3)"; in line 19, after the comma insert "as provided for in subsection (1) of this section,"; in line 20 after "appointed" insert ", as provided by subsections (1) or (2) of this section,"; in lines 25 and 26 strike "A commissioner" and in lieu thereof insert "(4) A commissioner of such a housing authority"; in line 34 strike "The powers of each" and in lieu thereof insert "(5) The powers of each housing"; strike the comma at the end of line 43 and show as stricken matter; in line 53 after the period insert "(6)"; in line 54 strike "an" and in lieu thereof insert "an the housing"; in new section 5, line 4, strike "an" and in lieu thereof insert "an a housing"; in section 6, line 3, strike "An" and in lieu thereof insert "An A housing"; in line 11 in original (12 in mimeograph), strike "and from time to time amend" and in lieu thereof insert "and from time to time , amend,"; in line 1, subsection (2), strike the colon and in lieu thereof insert ": , (a)"; and in the next line after the semicolon insert "and (b)"; in subsection (3), line 6, insert a comma before "let"; at the end of line 8 (in mimeographed copy), in subsection 3, insert "to"; in subsection (4), line 12 of original (13 of mimeograph) and also in subsection (5) line 4, after the semicolon insert "and"; and in last part of subsection (5) strike "; all bonds so purchased to" and in lieu thereof insert "; all , which bonds so purchased to shall"; in subsection (6), first line, strike the colon and insert ": ,"; line 8 strike ", and" and in lieu thereof insert "and ,"; in subsection (7), line 2, strike the colon and insert ": ,"; in line 8 in original (line 9 in mimeographed copy) after the semicolon insert "and".

4. In section 7, line 3, after the period insert "(1)"; in line 10 strike "To this end an" and insert in lieu thereof "(2) To this end an carry into effect the aims of subsection (1) of this section, a housing".

5. In section 7, line 19, strike "succeeding" and in lieu thereof insert "succeeding following";

6. In section 8, line 3 strike "An" and in lieu thereof insert "(1) *An A housing*"; in line 14 strike "Any of such bonds" and in lieu thereof insert "(2) Any of ~~such the~~ bonds referred to in subsection (1) of this section"; in line 16 strike "of", at the beginning of the line, and in lieu thereof insert "~~of~~ upon"; also in the same line insert a comma after "projects"; in line 21 insert a comma after "state"; in line 22 strike ", and neither" and in lieu thereof insert "~~, and neither~~ "; in the same line (line 23 in original) strike the first "or" and show as stricken; in line 23 strike "nor the state" and in lieu thereof insert "~~, nor the state~~"; in the same line after "shall" insert "~~not~~"; in line 24 strike "~~, nor in any~~" and in lieu thereof insert "~~, nor ; and in any no~~".

7. In section 9, line 3, strike "an" and in lieu thereof insert "~~an a housing~~"; in line 12, in original copy (11 of mimeograph) strike the comma after "resolution" and in lieu thereof insert "~~, and~~"; in line 20 insert a comma after "authority"; in line 21 insert a comma after "coupons"; in line 27 insert a comma after "action"; and in line 33 insert a comma after "located".

8. The quotation marks in Mr. Carpenter's amendment 1, referring to lines 11, 14, and 19, should be stricken and shown as stricken matter; also around "housing authority" in new section 3.

9. In the title line 7, after semicolon, insert "to define and redefine terms; to provide the duties and powers of certain officials";.

10. In new section 4, line 18, after "council" insert "*of a city or the chairman and board of trustees of a village*".

LEGISLATIVE BILL 388. Placed on Select File as amended.

E and R amendments to L. B. 388:

1. At the beginning of each new section commencing with section 2, strike "Section" and in lieu thereof insert "Sec."; in line 4 of section 2 strike "~~: Provided,~~" and in lieu thereof insert "~~Provided,~~".

2. In section 3, line 3, strike "~~, and they~~" and in lieu thereof insert "~~. The certificates~~"; in line 8 strike "~~, and no~~" and in lieu thereof insert "~~. No~~"; and in line 9 strike "~~or~~" and in lieu thereof insert "~~nor shall the same~~".

3. In section 5, line 6 of original (5 of mimeographed) after "and" insert "the"; in line 6 after "upon" insert "an"; in section

6, line 1, after "of" insert "the"; in the same line after "dissolution" insert "of such company or association" in line 6 strike "among" and in lieu thereof insert "thereof to the".

4. In the new matter inserted to amend the title, line 3 after the second "and" insert "the".

LEGISLATIVE BILL 384. Replaced on Select File as amended.

E and R amendments to L. B. 384:

1. Strike commencing with the word "their" in line 27 and all of lines 28 and 29 of section 1 and all amendments to said line 29, and in lieu thereof insert "*his or their last known address or addresses. In the event that the address or addresses of neither the owner nor , his heirs, and near relatives are unknown or cannot be found with reasonable diligence can be established , then the*".

2. In the new insertion by enrollment and review amendment 1, insert a comma at end of line 3 of original amendment after the word "*neglect*".

LEGISLATIVE BILL 237. Replaced on Select File as amended.

E and R amendments to L. B. 237:

1. In the bill, section 3, subsection 5, line 49 strike the inserted period and stricken semicolon and reinsert the semicolon.

2. In section 3, line 128, page 11, strike "Provided" and in lieu thereof insert "*and provided further*".

3. In section 11, line 21, page 22, strike the first comma and in lieu thereof insert a semicolon.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 12:30 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, March 31, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by Rev. Vincent Beebe, Parish Visitor, First Methodist Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Adams and Williams, who were excused.

The Journal for the Sixtieth Day was approved as corrected.

Visitors

Mr. Brower introduced Miss Dorothy Beatty, Teacher, and thirty-five students from Columbus High School, Columbus, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. 326	Monday, April 20, 1953	2:00 p.m.
L. B. 350	Monday, April 20, 1953	2:00 p.m.
L. B. 497	Monday, April 20, 1953	2:00 p.m.
L. B. 526	Monday, April 20, 1953	2:00 p.m.
L. B. 534	Monday, April 20, 1953	2:00 p.m.
L. B. 570	Monday, April 13, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for his approval on March 31, 1953, at 9:00 a.m.:

L. B. 475
L. B. 366
L. B. 313
L. B. 224

L. B. 213
L. B. 202
L. B. 191
L. B. 141

L. B. 140
L. B. 130
L. B. 554

(Signed) Joseph D. Martin, Chairman

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee on Committees will meet Wednesday, April 8, 1953, at 1:15 p.m., in the West Senate Lounge for the hearing on the appointment of James L. Weasmer as Commissioner of Labor.

(Signed) C. C. Lillibridge, Chairman

Notice—Exchange Places of Hearing

Mr. Person and Mr. Kotouc announced that the Committee on Public Health and Miscellaneous Subjects has exchanged places of hearing with the Committee on Banking, Commerce and Insurance this afternoon, the Committee on Public Health and Miscellaneous Subjects meeting in the East Senate Lounge and the Committee on Banking, Commerce and Insurance meeting in the East Senate Chamber.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 6. Laid over.

LEGISLATIVE BILL 476. With emergency.

A bill for an act to amend section 44-310.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to authorize domestic insurance companies to invest certain of their surplus assets in the stocks of other insurance companies; to define surplus to policyholders; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Aufenkamp	Carson	Klaver	Moulton
Beaver	Coffey	Kotouc	Nelson
Bixler	Cole	Larkin	Person
Bridenbaugh	Cramer	Lee	Peterson
Britt	Diers	Liebers	Pizer
Brower	Dooley	Lillibridge	Shultz
Brown	Duis	McHenry	Syas
Burney	Fenske	McNutt	Tvrdik
Carmody	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams	Anderson	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 563. With emergency.

A bill for an act to authorize the Governor to sell the southwest quarter of the southwest quarter of section six, township nine, north, range four, east of the sixth principal meridian, located in Seward County, Nebraska, subject to a deed of right-of-way to the Lincoln and Northwestern Railroad Company, at public auction; to authorize the Governor to execute, acknowledge, and deliver a deed on behalf of the State of Nebraska for such purpose; to provide that the proceeds of such sale shall be placed in the General Fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Anderson	Britt	Carpenter	Dooley
Aufenkamp	Brower	Carson	Fenske
Beaver	Brown	Coffey	Hill
Bixler	Burney	Cole	Klaver
Bridenbaugh	Carmody	Cramer	Kotouc

Larkin	McNutt	Person	Syas
Lee	Martin	Peterson	Tvrdik
Liebers	Marvel	Pizer	Vogel
Lillibridge	Moulton	Shultz	Wilson
McHenry	Nelson		

Voting in the negative, 2:

Diers Duis

Not voting, 3:

Adams Hubka Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

GOVERNOR'S MESSAGE

The President recognized Governor Robert B. Crosby and he was escorted to the Rostrum, where he addressed the Legislature on the subject of Legislative Bills 272 and 302, after which he recommended their repeal.

The President appointed Messrs. Lee and Tvrdik to escort the Governor from the Chamber.

SUSPEND RULES—Introduce Bill

Mr. President: I move that the rules be suspended for permission to introduce a bill repealing L. B. 272. (Signed) Terry Carpenter

Mr. Lillibridge moved the previous question, which prevailed with 33 ayes, 0 nays and 10 not voting.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Duis moved that the Call be raised, which prevailed.

The Carpenter motion lost with 22 ayes, 10 nays and 11 not voting.

MOTION—Place L. B. 352 on General File

Mr. President: I move that L. B. 352 be advanced to General File. (Signed) Dwight W. Burney

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. McNutt moved that the Call be raised, which prevailed.

Mr. Carpenter requested a record vote.

Voting in the affirmative on the Burney motion, 16:

Anderson	Burney	Coffey	Liebers
Aufenkamp	Carmody	Cole	McNutt
Beaver	Carpenter	Cramer	Peterson
Bixler	Carson	Lee	Shultz

Voting in the negative, 22:

Bridenbaugh	Duis	McHenry	Person
Britt	Hill	Martin	Pizer
Brower	Hubka	Marvel	Syas
Brown	Klaver	Moulton	Tvrdik
Diers	Kotouc	Nelson	Vogel
Dooley	Lillibridge		

Not voting, 5:

Adams	Larkin	Williams	Wilson
Fenske			

The motion was lost.

Visitors

Mr. Cramer introduced Mrs. Leo Corcoran, Chairman, and thirty-three ladies from Boone County Extension Clubs.

Mr. Liebers introduced Mr. B. M. Maxwell, Teacher, and seven students from the Roca High School, Roca, Nebraska.

Mr. McNutt introduced Mr. Robert Cleveland, Instructor, and ten students from the American Government Class, Union College, Lincoln, Nebraska.

MOTION—Request Committee to Introduce Bill

Mr. President: I move that the Revenue Committee be requested to introduce a bill to repeal L. B. 272 and L. B. 302. (Signed) Earl J. Lee

The motion prevailed with 28 ayes, 6 nays and 9 not voting.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 446. Correctly enrolled.
LEGISLATIVE BILL 179. Correctly enrolled.
LEGISLATIVE BILL 194. Correctly enrolled.
LEGISLATIVE BILL 230. Correctly enrolled.
LEGISLATIVE BILL 244. Correctly enrolled.
LEGISLATIVE BILL 269. Correctly enrolled.
LEGISLATIVE BILL 468. Correctly enrolled.
LEGISLATIVE BILL 255. Correctly engrossed.
LEGISLATIVE BILL 335. Correctly engrossed.
LEGISLATIVE BILL 390. Correctly engrossed.
LEGISLATIVE BILL 423. Correctly engrossed.
LEGISLATIVE BILL 527. Correctly engrossed.

LEGISLATIVE BILL 524. Placed on Select File as amended.

E and R amendments to L. B. 524:

1. In section 1, page 2, line 7, strike "and may" and in lieu thereof insert "and . He may also"; in line 8 after "and" insert "any of such"; in line 9, strike "Such deputies" and in lieu thereof insert "(2) The deputy fire marshals Such deputies"; in lines 10 and 11 after "privileges" insert a comma; in line 21 after "course" insert a comma; in line 22 after the period insert "(3)"; in line 26 after reinserted word "shall" insert "each"; in line 30 before "The", insert "(4)".

2. In the title line 4 strike "that" and in lieu thereof insert "for the increase of"; and in lines 6 and 7 strike "shall be fixed by the Governor".

LEGISLATIVE BILL 291. Placed on Select File as amended.

E and R amendments to L. B. 291:

1. In section 1, page 2, line 6, after the word "patient" insert a comma; in line 9, after "If" insert "such".

2. In sections 2 and 3, line 1, after "Upon" insert "the"; and also in line 4, of section 2, after "all" insert the word "the".

3. Strike all of section 3, commencing with the word "sale" in line 5 and in lieu thereof insert "such sale in the special fund provided for by section 2 of this act."

4. In section 4, line 4, after "institution" insert ", subject to the jurisdiction of such board".

5. In the title lines 4 and 5 strike "of claim to money or" and insert "a claim to money or personal"; and in line 12 strike "property to inmates or patients," and in lieu thereof insert "personal property to an inmate or patient as prescribed".

LEGISLATIVE BILL 548. Placed on Select File as amended.

E and R amendment to L. B. 548:

1. In the bill, section 1, page 2, line 4, after the first "and" insert "in"; insert a comma in line 9 after "association", line 10 after "assignee", line 26 after "streets", line 32 after "trailer", and line 36 after "locomotive"; strike the commas in lines 33 and 40 and show as stricken matter.

LEGISLATIVE BILL 555. Placed on Select File.

LEGISLATIVE BILL 448. Placed on Select File as amended.

E and R amendments to L. B. 448:

1. In the bill, section 1, page 2, line 9 after "decree" insert "*or the expiration of the time hereinafter provided in this section, (1)*"; in line 10 strike "and" and in lieu thereof insert ", (2)"; and in line 11 strike "and" and in lieu thereof insert ", and (3)".

2. In the bill title, line 5 strike "proceeding" and in lieu thereof insert "proceedings; to provide that, after the expiration of the prescribed time, the decree in such proceedings shall be deemed satisfied and no further action shall lie to enforce the lien of any taxes or special assessments included in such decree".

3. In new matter inserted by standing committee amendment 3 insert a semicolon at the beginning of new matter.

LEGISLATIVE BILL 48. Placed on Select File as amended.

E and R amendments to L. B. 48:

1. Strike all amendments to this bill and also strike section 1 of the bill, and in lieu thereof insert

"Section 1. All heads of departments and their deputies, assistants, and employees, except part-time employees, shall render not less than forty hours of labor each week. Regular work by such persons shall not be performed on Saturday afternoons, Sundays, and days declared by statutory enactment or proclamation of the President or Governor to be holidays except in case of an emergency or when otherwise ordered by the Governor.

Sec. 2. To effectuate the purposes of section 1 of this act, the head of a department may stagger the hours and days of work of the employees of such department."

2. Renumber sections 2 and 3 as 3 and 4 respectively.

3. In the bill title, strike line 3 and in lieu thereof insert "provide for a minimum number of hours of labor by heads of departments of the state and their deputies, assistants, and employees during a week, except as prescribed; to provide that regular work by such persons shall not be performed on Saturday afternoons, Sundays, and certain holidays, except as prescribed; to permit the staggering of the hours and days of work by employees as prescribed; to repeal".

LEGISLATIVE BILL 89. Replaced on Select File as amended.

E and R amendment to L. B. 89:

1. Strike commencing with the word "actual" in line 9 of section 1, to and including the word "district" in line 11, and also strike the first comma inserted as part of the amendment to line 11 and in lieu thereof insert "assessed value of all the taxable property within the State of Nebraska, or within a political subdivision or taxing district, except intangible property and".

LEGISLATIVE BILL 392. Replaced on Select File as amended.

E and R amendment to L. B. 392:

1. At the end of line 2 in enrollment and review amendment 1 strike "9" and in lieu thereof insert "19".

(Signed) Joseph D. Martin, Chairman

Agriculture

LEGISLATIVE BILL 289. Placed on General File as amended.

Standing Committee amendments to L. B. 289:

1. Amend the bill by striking section 3 and inserting in lieu thereof the following:

"Sec. 3. The Director of the Department of Agriculture and Inspection is hereby authorized to receive voluntary gifts and contributions from the federal government and from private agencies and individuals for the purpose of defraying the expenses of carrying out the provisions of this act, and all sums so received shall be credited to the Poultry and Egg Marketing Information Fund. Disbursements from such fund shall be made upon vouchers approved by the director and warrants issued thereon as provided by law. No money from the General Fund of the state, or money raised by taxation or assessments made by the state or by any governmental agencies, shall be appropriated or used for the purposes of carrying out the provisions of this act."

2. Amend the title to conform.

LEGISLATIVE BILL 539. Indefinitely postponed.

LEGISLATIVE BILL 547. Indefinitely postponed.

(Signed) Hal Bridenbaugh, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 446

L. B. 230

L. B. 269

L. B. 179

L. B. 244

L. B. 468

L. B. 194

Member Excused

Mr. Brown was excused for Wednesday and Thursday, April 1 and 2, 1953.

NOTICE OF COMMITTEE HEARINGS**Government**

L. B. 155

Friday, April 10, 1953

2:00 p.m.

L. B. 493	Friday, April 10, 1953	2:00 p.m.
L. B. 247	Wednesday, April 8, 1953 (Reset)	2:00 p.m.
L. B. 148	Wednesday, April 8, 1953	2:00 p.m.
L. B. 208	Wednesday, April 8, 1953	2:00 p.m.
L. B. 260	Wednesday, April 8, 1953	2:00 p.m.
L. B. 261	Wednesday, April 8, 1953	2:00 p.m.

MOTION—Return L. B. 6 to Select File

Mr. Anderson moved to return L. B. 6 to Select File for specific amendment.

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 6.

Mr. Anderson asked unanimous consent to amend L. B. 6 as follows:

Amend L. B. 6, section 1, page 2, by inserting before the word "be" in line 13 the words "*or shall*". Consent was granted and it was so ordered.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 192. E and R amendment found in the Legislative Journal for the Fifty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 267. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 384. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 237. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 556. Read and considered.

Mr. Bixler offered the following amendment:

Amend L. B. 556 by inserting after the word "shall" in line 34, Section 1, the words "not to exceed six thousand dollars per annum, payable monthly, as fixed by the board at the time of the nomination of the secretary." and deleting lines 35 and 36 in Section 1, and amend the title accordingly.

Mr. Anderson Presiding

Mr. Carpenter moved to amend the Bixler amendment to L. B. 556 by striking the words "six thousand" and inserting in lieu thereof "five thousand".

The motion prevailed.

Member Excused

Mr. Carson was excused for the remainder of the day.

The Bixler amendment as amended was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 23. Bracketed until April 8, 1953.

MESSAGE FROM THE GOVERNOR

TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:

The attached bill is necessary to assure the legality of Nebraska's rights in the water to be stored at Glendo in Wyoming. This bill should be passed at this session. I recommend its passage.

Dated this 31st day of March, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

LEGISLATIVE BILL 396. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 206. Laid over.

Adjournment

At 11:51 a.m., on a motion by Mr. McNutt, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, April 1, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brown, Cole and Fenske, who were excused.

The Journal for the Sixty-first Day was approved as corrected.

Unanimous Consent—Hearing, L. B. 570

Mr. Klaver asked unanimous consent that L. B. 570, which was referred to the Committee on Government, be heard by the Committee on Labor and Public Welfare. Consent was granted and it was so ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on March 31, 1953, at 2:00 p.m.:

L. B. 446
L. B. 468
L. B. 179

L. B. 194
L. B. 230
• "

L. B. 244
L. B. 269

LEGISLATIVE BILL 384. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Education

LEGISLATIVE BILL 559. Indefinitely postponed.

LEGISLATIVE BILL 214. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 572. By Terry Carpenter of Scotts Bluff,
by request of the Governor.

A bill for an act to provide for applications and permits for the diversion or storage of water in Nebraska for use in any adjoining state; to provide for reciprocal rights thereunder for use of water in an adjoining state when specifically authorized by the Legislature and such state grants reciprocal rights for the use of water in Nebraska; and to declare an emergency.

MOTION—Introduce Bills

Mr. President: I move that the Revenue Committee be permitted to introduce two bills repealing L. B. 272 and L. B. 302.
(Signed) Karl E. Vogel, Chairman

Mr. Burney requested a division of the question.

The first question voted on was to permit the Revenue Committee to introduce a bill to repeal L. B. 272.

Speaker Tvrdik Presiding**Mr. McNutt Presiding**

Mr. Carpenter moved the previous question, which was lost with 18 ayes, 19 nays and 6 not voting.

Mr. Peterson moved the previous question, which prevailed with 27 ayes, 8 nays and 8 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 16:

Adams	Dooley	Liebers	Pizer
Bixler	Duis	McNutt	Syas
Britt	Klaver	Marvel	Tvrdik
Carson	Larkin	Moulton	Wilson

Voting in the negative, 19:

Anderson	Burney	Diers	Nelson
Aufenkamp	Carmody	Kotouc	Peterson
Beaver	Carpenter	Lee	Shultz
Bridenbaugh	Coffey	McHenry	Williams
Brower	Cramer	Martin	

Not voting, 8:

Brown	Fenske	Hubka	Person
Cole	Hill	Lillibridge	Vogel

The motion was lost.

The next question voted on was to permit the Revenue Committee to introduce a bill to repeal L. B. 302.

Mr. Syas requested a record vote.

Voting in the affirmative, 19:

Adams	Dooley	Liebers	Pizer
Bixler	Duis	McNutt	Syas
Britt	Klaver	Marvel	Tvrdik
Burney	Kotouc	Moulton	Wilson
Cramer	Larkin	Peterson	

Voting in the negative, 18:

Anderson	Carmody	Hubka	Martin
Aufenkamp	Carpenter	Lee	Nelson
Beaver	Carson	Lillibridge	Shultz
Bridenbaugh	Coffey	McHenry	Williams
Brower	Diers		

Not voting, 6:

Brown	Fenske	Person	Vogel
Cole	Hill		

The motion was lost.

Visitors

Mr. Person introduced Mr. Henry Menke, Superintendent, and sixteen students from Malmo High School, Malmo, Nebraska; also four sponsors.

Mr. Person introduced Mr. Richard Porter, Teacher, Mrs. Porter, and six students from School District 16, Ashland, Nebraska.

MOTION—Place L. B. 352 on General File

Mr. President: I move that L. B. 352 be placed on General File. (Signed) John Adams, Sr.

The motion was lost.

Speaker Tvrdik Presiding**BILLS ON FINAL READING**

The following bills were read and put upon final passage:

LEGISLATIVE BILL 177. Laid over.

LEGISLATIVE BILL 316.

A bill for an act to amend section 8-318, Revised Statutes of Nebraska, 1943, relating to building and loan associations; to permit conservators to invest funds in building and loan stock; to permit various fiduciaries to deal in such stocks without an order of approval of any court; to remove the requirement that such fiduciaries obtain a court order approving new investments in or withdrawals from such shares; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Brower	Diers	Larkin
Anderson	Burney	Dooley	Lee
Aufenkamp	Carmody	Duis	Liebers
Beaver	Carpenter	Hill	Lillibridge
Bridenbaugh	Carson	Klaver	McHenry
Britt	Cramer	Kotouc	McNutt

Martin	Person	Shultz	Vogel
Marvel	Peterson	Syas	Williams
Moulton	Pizer	Tvrdik	Wilson
Nelson			

Voting in the negative, 0.

Not voting, 6:

Bixler	Coffey	Fenske	Hubka
Brown	Cole		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 389.

A bill for an act to amend sections 2-1515, 2-1518, 2-1519, and 2-1546, Revised Statutes of Nebraska, 1943, relating to agriculture; to eliminate the provisions for the appointment of one supervisor by the state soil conservation committee except during the liquidation of the assets of such districts; to provide for the appointment of a temporary supervisor to assist in the organization of such a district; to provide his duties; to permit the appointed supervisor of such a district to complete his term; to provide for the election of all supervisors except as prescribed; to provide for the filling of vacancies on the board of supervisors; to provide conservation practices and where the initiative for soil and water conservation must originate; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carson	Lee	Person
Anderson	Coffey	Liebers	Peterson
Aufenkamp	Cramer	Lillibridge	Pizer
Beaver	Diers	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Duis	Martin	Tvrdik
Brower	Hill	Marvel	Vogel
Burney	Klaver	Moulton	Williams
Carmody	Kotouc	Nelson	Wilson
Carpenter	Larkin		

Voting in the negative, 0.

Not voting, 5:

Bixler	Cole	Fenske	Hubka
Brown			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 323. Laid over.

LEGISLATIVE BILL 521. With emergency.

A bill for an act to amend section 44-119.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to increase the salaries of actuaries, chief examiners, actuarial examiners, senior examiners, and junior examiners; to provide the maximum increases that such persons may receive for years of service as prescribed; to provide that increases must be approved by the Director of Insurance; to provide when changes in such salaries shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 32:

Adams	Carson	Kotouc	Marvel
Aufenkamp	Coffey	Larkin	Moulton
Beaver	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Burney	Hill	McNutt	Vogel
Carpenter	Klaver	Martin	Wilson

Voting in the negative, 6:

Anderson	Nelson	Peterson	Williams
Carmody	Person		

Not voting, 5:

Bixler	Cole	Fenske	Hubka
Brown			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 394. Placed on Select File as amended.

E and R amendments to L. B. 394:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; after the period in line 13 insert "(2)"; at the end of line 13 insert "*of Class I*"; in line 17 strike "*When any such district*" and in lieu thereof insert "(3) *In any district of Class I, which is*"; insert a comma at the end of line 17; line 20 strike "*such offices*" and in lieu thereof insert "*the offices referred to in subsection (1) of this section*"; line 23 after "*the*" insert "*date of the*"; in lines 23 and 24 strike "*, for whom persons*" and in lieu thereof insert "*. Persons*"; in line 26 after "*p.m.*" insert "*of such date*"; in line 27 strike "*the district shall*" and in lieu thereof insert "*a district, referred to in subsection (3) of this section, shall (a)*"; in line 26 after the comma insert "*referred to in subsection (3) of this section, and (b)*".

2. After the figure "2" inserted by Mr. Beaver's amendment, insert a period.

3. In the bill title, strike the balance of the title commencing with the word "election" in line 4 and in lieu thereof insert "the nomination and election of the officers of a district of Class I which is not within any city or village and which district contains one hundred fifty or more children between the ages of five and twenty-one years of age; to provide certain procedure therefor; to provide the duties of certain officers; to repeal the original section; and to declare an emergency."

LEGISLATIVE BILL 520. Placed on Select File as amended.

E and R amendments to L. B. 520:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in lines 13 and 26 strike "*it*" and in lieu thereof insert "*each of such companies*"; in line 20 strike "*Every*" and in lieu

thereof insert "(2) for the purpose set forth in subsection (1) of this section, every"; in lines 27 and 28 strike "The term "fire insurance business"" and in lieu thereof insert "(3) The term fire insurance business, as used in subsections (1), (2), and (4) of this section,"; in line 30 after the period insert "(4)"; insert a comma at the end of line 31; in line 32 after the comma insert "in accordance with subsections (1) and (2) of this section,"; in line 32 after "from" insert "the"; and in line 33 strike "tax calculations" and in lieu thereof insert "the tax calculations provided for by subsections (1) and (2) of this section".

2. In the bill title, line 5 strike "change" and in lieu thereof insert "provide"; and after the semicolon in the last line insert "to expressly include certain items under the prescribed terms;".

LEGISLATIVE BILL 483. Placed on Select File as amended.

E and R amendments to L. B. 483:

1. In section 1, page 2, line 1, after the period insert "(1)"; in lines 2, 3, and 4 strike everything beginning with "entitled" in line 2, to and including "year" in line 4 and in lieu thereof insert "recognized as a state institution as soon as it shall file a verified statement substantially as set forth in subsection (2) of this section. (2) The Nebraska Swine Producers Association, to be so recognized, shall file"; at the end of line 5 after "of" insert "(a)"; in line 6, after the first comma insert "(b)"; in line 7, strike second "and" and insert ", (c)"; in line 8, strike "together with" and insert "and (d)"; in line 9, after period, insert "(3) Each year thereafter, the Nebraska Swine Producers Association shall file a new verified statement containing the information and proof required by subsection (2) of this section."

2. In section 3, line 2, insert a comma after "committee" and also in line 8, after "husbandry"; in line 4, strike "the" before "secretary" and also before "treasurer"; in line 7, after "Nebraska" strike the comma; in lines 7 and 8 strike "the college" and in lieu thereof insert "such college, who is".

3. At the beginning of new section 5 insert "Sec. 5."; in line 1 before the comma insert "by such association"; in line 3 after "organization" insert "expenses".

4. In the bill title, line 3, after "Association" insert "under the prescribed conditions; to require the filing of an annual verified statement containing certain information and proof"; in line

4, strike the last word "the" and in lieu thereof insert "certain"; strike all of lines 6 and 7 and in lieu thereof insert "personnel; to prohibit the levy of a tax by such association; and to prohibit any money received from any appropriation made by the Legislature being used for the payment of organization expenses or any salaries."

LEGISLATIVE BILL 293. Placed on Select File as amended.

E and R amendments to L. B. 293:

1. In the bill, section 1, page 2, line 4, strike the last word "or" and in lieu thereof insert "or "; in line 5 strike "or their deputy" and in lieu thereof insert ", or their deputy deputies"; in line 9 of section 1 and line 6 of section 2, after "bus" insert "shall"; insert a comma in line 10 after "practical", line 12 after "voucher", at the end of line 6 in section 2, and in line 9 after "voucher"; in lines 13 and 14 strike "in all other cases of" and in lieu thereof insert "for in as to all other cases of".

2. In section 2, line 10 strike "in all other cases of" and in lieu thereof insert "for as to all other".

3. In the bill title, after the semicolon in line 6 insert "to provide how the same shall be presented and allowed;".

LEGISLATIVE BILL 430. Placed on Select File as amended.

E and R amendments to L. B. 430:

1. In the bill, section 1, page 2, insert a comma in line 3 at the end of line, line 7 after "vice president", line 21 after "January", and line 26 after "facilities"; in line 14 after "be" insert "(a)"; at the end of line 14 insert "(b)"; after the comma in line 15 insert "(c)"; in line 16 strike "and" and in lieu thereof insert ", and (d)"; in line 21 after "all" insert "such"; in line 22 strike "and shall be held"; in line 37 strike "and regulations" and in lieu thereof insert ", and regulations,"; in line 44 after "with" insert "the"; insert a comma at the end of line 46; strike the comma in line 48 and show as stricken matter; and in lines 50 and 51 strike "incorporated town" and show as stricken matter.

2. In section 2, page 3, insert a comma in line 7 after "district"; line 10 after "or" and "absence"; and in line 13 after "or" and "absence".

3. In the bill title, line 6 insert a comma after "district", and after the semicolon in line 7 insert "to eliminate a reference to an incorporated town;".

LEGISLATIVE BILL 368. Placed on Select File as amended.

E and R amendments to L. B. 368:

1. In the bill, section 1, line 8 after "*counties*" insert "(a)"; in line 9 strike "*or less,*" and in lieu thereof insert "*and (b)*"; insert a comma in line 37 after "*inhabitants*", line 67 after "*certificate*", and line 68 after "*section*".

2. In the bill title line 4 strike "when" and in lieu thereof insert "that no"; in line 5 strike "not"; and also in line 5 after "county" insert "as prescribed".

LEGISLATIVE BILL 476. Correctly enrolled.

LEGISLATIVE BILL 563. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 397. Placed on General File.

LEGISLATIVE BILL 398. Indefinitely postponed.

LEGISLATIVE BILL 511. Placed on General File as amended.

Standing Committee amendment to L. B. 511:

Amend Section 1, line 3 by adding a comma after the word "metropolitan", and inserting the stricken word "pri" at the end of line 3.

(Signed) Sam Klaver, Chairman

Revenue

LEGISLATIVE BILL 203. Placed on General File as amended.

Standing Committee amendment to L. B. 203:

1. Amend section 1, line 9, by inserting after the word "levy", the words "of not exceeding three mills on the dollar of assessed valuation".

LEGISLATIVE BILL 170. Placed on General File.

LEGISLATIVE BILL 386. Placed on General File as amended.

Standing Committee amendment to L. B. 386:

1. Amend page 2, section 1, line 8 by striking the word "actual" and inserting in lieu thereof the word "assessed".

LEGISLATIVE BILL 209. Placed on General File as amended.

Standing Committee amendment to L. B. 209:

1. Amend page 2, section 4, line 7, by striking the words "two mills on the dollar valuation" and inserting in lieu thereof the words "one and one half mills on the dollar of assessed valuation".

LEGISLATIVE BILL 284. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 356. Placed on General File as amended.

Standing Committee amendments to L. B. 356:

Amend by striking everything after the enacting clause, and inserting in lieu thereof the following:

Section 1. That section 44-213, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-213. No domestic *insurance* company shall pay any salary, compensation or emolument to any *employee*, officer, trustee or director thereof in excess of a reasonable ~~compensation~~ *return* for the services performed *or to be performed* by such person and in no case amounting in any one year to more than five thousand dollars to any person, firm, or corporation unless a greater sum shall be first authorized by a vote of two-thirds of the board of directors of such company, if a stock company, duly recorded in the minutes of the board meeting, and, if the company is a mutual or assessment company, unless a greater sum shall be first authorized by a ~~duly cast vote of two-thirds of the policy-~~ holders of such company who are present, ~~in person or by proxy,~~

at an annual meeting and recorded in the minutes of such meeting, which minutes shall be read at the next regular annual meeting of the stockholders or policyholders of such company. The stockholders of stock companies and the policyholders of other companies shall retain the power at any regular meeting to alter or discontinue any such agreement. No such company shall make an agreement with any person, of its officers or employees, except a soliciting agents agent, whereby it agrees that, for any services rendered or to be rendered, they he shall receive any salary, or compensation or emolument that will extend beyond a period of five years from the date of such agreement, nor shall it pay any pension whatsoever, . . but any such company may establish, participate in, and administer a retirement plan or plans for the benefit of its employees and agents, or any reasonable classification thereof, if such plan has been filed with and approved by the Department of Insurance. The words "salary", "compensation" and "emolument" as used in this act shall not include payments made pursuant to a plan for retirement, disability, sickness, accident or death benefits.

Section 2. Domestic insurance companies may establish participate in, or administer plans providing retirement, disability, sickness, accident, or death benefits for its employees, officers, or agents, or any reasonable classification thereof; provided, such plans (1) are adopted by a two-thirds vote of the board of directors; (2) are filed with and approved by the Director of Insurance; and, (3) are adopted and approved by a majority of the votes cast in person or by proxy at an annual or special meeting of the stockholders of stock companies or the policyholders of other companies.

Section 3. The Department of Insurance shall, not later than ninety days after the effective date of this act, adopt and publish appropriate rules and regulations in the manner provided by sections 84-901 through 84-906, Reissue Revised Statutes of Nebraska, 1943, as now existing or as hereafter amended, which rules and regulations shall prescribe fair, equitable and reasonable standards for all plans providing retirement, disability, sickness, accident, or death benefits which are established, participated in, or administered by domestic insurance companies. The standards prescribed shall, among other things, (1) prohibit discrimination in favor of officers and supervisory or highly compensated personnel; (2) require that all plans be based upon sound actuarial principles and that adoption thereof will not impair the company's financial position or be prejudicial to the interests of the policyholders; and, (3) require that all plans contain stated maximum benefits found

by the Director of Insurance to be fair and reasonable and properly related to the compensation of the recipient and the financial condition of the company. Plans which do not comply with the standards prescribed shall not be approved by the Director of Insurance.

Section 4. No modifications of or amendments to any plan for retirement, disability, sickness, accident, or death benefits of any domestic insurance company shall be effective until and unless such modifications or amendments (1) are adopted by a two-thirds vote of the board of directors; (2) are filed with and approved by the Director of Insurance; and, (3) are adopted and approved by a majority of the votes cast in person or by proxy at an annual or special meeting of the stockholders of stock companies or the policyholders of other companies. All such modifications or amendments shall comply with the provisions of this act and the Director of Insurance shall review the plan in its entirety and the effect thereon of such modifications or amendments when considering the same for approval.

Section 5. Whenever the Director of Insurance finds the suspension of contributions by any domestic insurance company to any plan for retirement, disability, sickness, accident or death benefits to be necessary to protect and conserve the interests of the policyholders, he shall order such suspension, stating the reasons thereof. At such time thereafter as said condition no longer exists, he may permit the company to resume such contributions.

Section 6. Any plan for retirement, disability, sickness, accident, or death benefits which had been established, participated in, or administered by any domestic insurance company and filed with and approved by the Department of Insurance at any time prior to the effective date of this act, may be continued in force from the original date of its inception if (1) such plan is refiled with the Department of Insurance; (2) such plan is found by the Director of Insurance to be in compliance with the provisions of this act; and, (3) such plan and its continuance are found by the Director of Insurance to serve to protect and conserve the present and future interests of the policyholders of the company. If the Director finds that such plan does not comply with the provisions of this act but its continuance in modified form will serve to protect and conserve the present and future interests of the policyholders, he may propose modifications to the plan which, if adopted by (1) a two-thirds vote of the board of directors and (2) a majority of the votes cast in person or by proxy at an annual or special meeting of the stockholders of stock com-

panies or the policyholders of other companies within one year from the effective date of this act, will continue the plan in force from the original date of its inception.

Section 7. *In the event the Director of Insurance disapproves any proposed or existing plan, modification thereof or amendment thereto for retirement, disability, sickness, accident, or death benefits, he shall, after hearing held upon written notice to the company concerned, issue a written order specifying the reasons for disapproval.*

Section 8. *Section 49-301, Reissue Revised Statutes of Nebraska, 1943, shall not apply, and this act shall take effect from and after its effective date, and shall be held and taken to apply to any action now pending in which judgment has not become final in a court of last resort, and to any action hereinafter brought in a court of this state.*

Section 9. *If any provision of this act is held to be invalid such invalidity shall not affect the other provisions of the act which can be given effect without the invalid provisions, and to this end the provisions of this act are declared to be severable.*

Section 10. That original section 44-213, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Section 11. Since an emergency exists, this act shall be in full force and take effect after its passage and approval according to law.

Amend the Title by striking everything after the semi-colon in line 3 and inserting in lieu thereof the following:

"to provide a method of altering or discontinuing employment agreements; to define terms; to provide a method by which domestic insurance companies may establish, participate in, or administer plans providing retirement, disability, sickness, accident or death benefits for employees, officers, or agents and to provide a method of modifying or amending such plans; to require the adoption by the Department of Insurance of rules and regulations prescribing certain defined standards for such plans; to provide for the suspension of contributions to such plans; to provide methods and conditions whereby all plans in force on the effective date of this act may be continued in force from the original date of their inception; to provide that section 49-301,

Reissue Revised Statutes of Nebraska, 1943, shall not apply to this act; to provide that the provisions of this act shall be severable; to repeal the original section; and to declare an emergency.

(Signed) Otto Kotouc, Sr., Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 476

L. B. 563

SELECT FILE

LEGISLATIVE BILL 99. Laid over.

LEGISLATIVE BILL 330. E and R amendment found in the Legislative Journal for the Fifty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 48. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 89. Mr. Carpenter moved to indefinitely postpone.

Mr. Klaver requested a record vote.

Voting in the affirmative, 8:

Carmody	Duis	Lillibridge	Marvel
Carpenter	Liebers	McNutt	Peterson

Voting in the negative, 27:

Anderson	Burney	Kotouc	Pizer
Aufenkamp	Coffey	Larkin	Shultz
Beaver	Diers	Lee	Syas
Bixler	Dooley	McHenry	Tvrdik
Bridenbaugh	Hill	Martin	Vogel
Britt	Hubka	Moulton	Williams
Brower	Klaver	Nelson	

Not voting, 8:

Adams	Carson	Cramer	Person
Brown	Cole	Fenske	Wilson

The motion was lost.

E and R amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 392. E and R amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Bracketed.

Approved by the Governor

April 1, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on March 30, 1953, he approved L. B. 236 and on April 1, 1953, he approved L. B. 130, L. B. 140, L. B. 141, L. B. 191 and L. B. 202.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

GENERAL FILE

LEGISLATIVE BILL 206. Bracketed until Wednesday, April 8, 1953.

LEGISLATIVE BILL 299. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 4. Bracketed until Thursday, April 9, 1953.

Mr. Carson requested that L. B. 4 be mimeographed with the Standing Committee amendments. The request was granted.

Members Excused

Messrs. Carpenter and Bixler were excused for Thursday, April 2, 1953.

Adjournment

At 11:52 a.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, April 2, 1953

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Warner presiding.

Prayer was offered by Rev. John R. Harris, Quinn Chapel. A. M. E. Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Anderson, Bixler, Brown, Carpenter, Coffey, Cole and Fenske, who were excused.

The Journal for the Sixty-second Day was approved as corrected.

Approved by the Governor

April 2, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 1, 1953, he approved L. B. 67, L. B. 374, L. B. 213, L. B. 224, L. B. 366, L. B. 475, L. B. 554, L. B. 179, L. B. 230, L. B. 244, L. B. 269, L. B. 446 and L. B. 468.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Communications

Letter from Geraldine Ostroot, Secretary of State, Pierre, South Dakota, acknowledging receipt of Legislative Resolution 17.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for his approval on April 2, 1953, at 9:00 a.m.:

L. B. 476

L. B. 563

LEGISLATIVE BILL 7. Correctly engrossed.

LEGISLATIVE BILL 237. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

SELECT FILE

LEGISLATIVE BILL 99. Laid over.

LEGISLATIVE BILL 523. Advanced to E and R for engrossment.

LEGISLATIVE BILL 249. Advanced to E and R for engrossment.

LEGISLATIVE BILL 388. E and R amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 524. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 291. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 548. E and R amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 555. Advanced to E and R for engrossment.

LEGISLATIVE BILL 448. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 394. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 520. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Bracketed until Friday, April 10, 1953.

LEGISLATIVE BILL 483. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 293. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 430. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 368. E and R amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for engrossment.

Announcement—Change Order of Bills

The Committee on Order and Arrangement has suggested that the bills be taken up in the following order on General File: L. B. 397, 498, 522, 537, 317, 565, 407 and 250. So ordered.

GENERAL FILE

LEGISLATIVE BILL 397. Read and considered.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 567

Mr. Tvrdik asked unanimous consent to add L. B. 567 to the list of bills to be heard on General File today. Consent was granted and it was so ordered.

Visitors

Mr. Peterson introduced his niece, Pamela Peterson, of Beatrice, Nebraska.

Mr. Hubka introduced his daughter, Sara Hubka.

LEGISLATIVE BILL 498. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were read.

Mr. Vogel offered the following amendments to the Standing Committee amendments, which were adopted:

Amend the Standing Committee amendment No. 1 by striking the word "actual" and substituting therefor the word "assessed".

Strike the entire Standing Committee amendment No. 2, and substitute in lieu thereof the following:

Amend Section 1, page 3, line 38, by deleting the word "actual", and substituting in lieu thereof the words "of assessed".

The Standing Committee amendments as amended were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 522. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 537. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were read.

Mr. Williams offered the following amendments to the Standing Committee amendments:

Add a new section to be numbered (3), to read as follows:

"Sec. 3. When any city or village by ordinance requires reports of accidents to be filed with local police or police headquarters, such police or police headquarters shall within forty-eight hours after receiving such a report, or making a report, send a copy of such report to the Department of Roads and Irrigation."

Re-number sections, and amend the title to conform.

Mr. Burney offered the following amendment to the Williams amendment, which was adopted:

Amend the Williams amendment to L. B. 537 by deleting the period after the word "Irrigation" and adding the punctuation and words "*, providing the amount of damages is one hundred dollars or more.*".

The Williams amendment as amended was adopted.

The Standing Committee amendments as amended were adopted.

Advanced to E and R for review.

Visitors

Mr. Syas introduced Mr. and Mrs. W. H. Hansen and their daughter, Diane, from Omaha, Nebraska.

Announcement—Report of Chaplain

An announcement from Mr. Hansen was read, stating that he had just returned from visiting Mr. Anderson at the hospital, and that Mr. Anderson was resting comfortably and hoped to be back in the Legislature by next Tuesday, April 7, 1953.

MESSAGES FROM THE GOVERNOR

**TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:**

The attached bill seems necessary to permit industrial expansion in some of our communities. The bill relaxes the limitations on ownership and use of real estate by foreign corporations. Pursuant to Legislative Rule 11, Section 3, I recommend introduction of this bill.

Dated this 1st day of April, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

**TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:**

The attached bill permits the County Board to authorize the assessor to give notice of an increase in real estate assessments by publishing a simple notice in the newspaper. This assists the assessor who feels it is impossible this year to give a postcard notice to each real estate owner.

We should do everything possible to help the new assessment system to work and I recommend the introduction of this bill for that reason.

Dated this 2nd day of April, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 573. By Earl J. Lee of Dodge, Charles F. Tvrdik of Douglas and Robert C. Brower of Nance, by request of the Governor.

A bill for an act to amend sections 76-413 and 76-414, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide that aliens and foreign corporations may hold real estate

or be a lessor or a lessee of real estate as prescribed; to provide that the provisions of Chapter 76, article 4, Reissue Revised Statutes of Nebraska, 1943, shall not apply to any real estate within three miles of the corporate limits of cities or villages, nor to manufacturing or industrial establishments, nor to real estate as may be required for facilities incidental to such establishments; to repeal the original sections; and to declare an emergency.

SUSPEND RULES—Place L. B. 573 on General File

Mr. President: I move that the rules be suspended and L. B. 573 be placed on General File. (Signed) Earl J. Lee

Mr. Tvrdik requested a Call of the House.

A Call of the House was ordered and showed 32 members present.

Mr. Lee moved that the Call be raised, which prevailed.

The Lee motion prevailed with 29 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 574. By Charles F. Tvrdik of Douglas and Earl J. Lee of Dodge, by request of the Governor.

A bill for an act to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 302, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to revenue and taxation; to provide that where the new assessment has caused real estate to be valued at a higher figure than at the last previous assessment, the record owner may also be notified by publication as prescribed; to repeal the original section; and to declare an emergency.

SUSPEND RULES—Refer L. B. 574 to Committee

Mr. President: I move that the rules be suspended and L. B. 574 be referred to Standing Committee. (Signed) Charles F. Tvrdik

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Bills Referred To Standing Committee

L. B. Committee

572.....Judiciary

574.....Judiciary

MOTION—Flowers

Mr. President: I move that the Clerk be instructed to send flowers to Senator Anderson. (Signed) W. J. Williams

The motion prevailed.

Unanimous Consent—Return L. B. 377 to General File

Mr. Lee asked unanimous consent to return L. B. 377 to General File for the following amendments:

1. Strike the amendment to line 30, section 1, page 2, and in line 30 insert "(a)" after the word "and"; also at the end of said line insert "*until July 1, 1953,*" and at the end of line 34, before the period, insert "*and (b) thereafter credited to the state General Fund and money appropriated by the Legislature for such purpose shall be so used by the commission*".

2. Strike line 15 of section 1 commencing with the comma and all of line 16 except the period and show the same as stricken matter.

3. Add the emergency clause as "Sec. 6.".

4. Amend the title to conform.

Consent was granted and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 377. Mr. Lee moved that his amendments, found in this day's Journal, be adopted. The motion prevailed.

Advanced to E and R for review.

LEGISLATIVE BILL 317. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Mr. Lee asked unanimous consent to amend L. B. 317 by striking the emergency clause and amending the title to conform. Consent was granted.

Advanced to E and R for review.

LEGISLATIVE BILL 565. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 407. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Vogel introduced his daughter, Mrs. Frank M. Tremont, and his grandsons, John Anthony Tremont and Carl Frank Tremont.

LEGISLATIVE BILL 250. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 567. Read and considered.

Advanced to E and R for review.

Visitors

Mr. McHenry introduced Mr. Carlton Mock, Superintendent, three teachers, and twenty-eight students from Riverton, Nebraska.

Mr. Vogel introduced Mrs. Mary Burrell and her son, Skipper, from Omaha, Nebraska.

Unanimous Consent—Consider L. B. 495

Mr. McNutt asked unanimous consent to consider L. B. 495 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 495. Read and considered.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 289

Mr. Kotouc asked unanimous consent to consider L. B. 289 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 289. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 297

Mr. Martin asked unanimous consent to consider L. B. 297 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 297. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for review.

Unanimous Consent—Consider Bills

Mr. Tvrdik asked unanimous consent that the following bills be considered on General File: L. B. 314, L. B. 499, L. B. 217, L. B. 485, L. B. 528, L. B. 440, L. B. 464 and L. B. 515. Consent was granted and it was so ordered.

LEGISLATIVE BILL 314. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 499. Read and considered.

Mr. Beaver offered the following amendment, which was adopted:

Add the words "1943" after the word "Nebraska" in Section 2, page 2, line 2.

Advanced to E and R for review.

LEGISLATIVE BILL 217. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Mr. Syas offered the following amendment, which was adopted:

Amend the title to L. B. 217 to conform to the amendments in the body of the bill.

Advanced to E and R for review.

LEGISLATIVE BILL 485. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for review.

NOTICE OF COMMITTEE HEARINGS**Public Works**

L. B. 489	Thursday, April 9, 1953	2:00 p.m.
L. B. 525	Thursday, April 9, 1953	2:00 p.m.
L. B. 533	Thursday, April 9, 1953	2:00 p.m.
L. B. 529	Friday, April 10, 1953	2:00 p.m.
L. B. 303	Friday, April 10, 1953	2:00 p.m.

Government

L. B. 437	Wednesday, April 15, 1953	2:00 p.m.
L. B. 456	Wednesday, April 15, 1953 (Reset)	2:00 p.m.
L. B. 484	Wednesday, April 15, 1953	2:00 p.m.
L. B. 531	Wednesday, April 15, 1953	2:00 p.m.
L. B. 514	Friday, April 17, 1953	2:00 p.m.
L. B. 532	Friday, April 17, 1953	2:00 p.m.
L. B. 545	Friday, April 17, 1953	2:00 p.m.
L. B. 568	Friday, April 17, 1953	2:00 p.m.
L. B. 569	Friday, April 17, 1953	2:00 p.m.

Judiciary

L. B. 572	Wednesday, April 8, 1953	2:00 p.m.
L. B. 574	Wednesday, April 8, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 316. Correctly enrolled.
LEGISLATIVE BILL 389. Correctly enrolled.
LEGISLATIVE BILL 521. Correctly enrolled.
LEGISLATIVE BILL 89. Correctly engrossed.
LEGISLATIVE BILL 299. Placed on Select File as amended.

E and R amendments to L. B. 299:

1. In section 1, line 2, strike "the parent" and in lieu thereof insert "his parent or parents"; line 3, strike "any" and in lieu thereof insert "such"; and in line 4 strike "therefor, and if" and in lieu thereof insert "for such minor. If"; and in line 5 after "maintain" insert a comma.

2. In section 2, lines 6 and 8 after the word "estate" insert "of the minor"; in line 12 strike "or"; in line 16 after the comma insert "the"; strike the comma after "that" in line 7, after "education" in line 10, after "him" in line 11, and in section 3, line 2 after "dollars".

3. In section 3, line 1, strike "estates" and in lieu thereof insert "the estates of minors".

4. In the bill title, line 5, strike "when" and in lieu thereof insert "that"; in line 6 after "apply" insert "to certain guardianship proceedings as prescribed".

LEGISLATIVE BILL 211. Placed on Select File as amended.

E and R amendments to L. B. 211:

1. In line 4 of Standing Committee Amendment 2, strike " , provided, further," and in lieu thereof insert " ; *Provided,* "; in line 5, of original amendment 2 (line 4 of mimeographed copy) after "over" insert "such total sum of"; in line 5 of original amendment insert a comma after "dollars" and in line 6 of original amendment after "levy"; and in the last line before "General" insert the word "state".

2. In the bill title, line 6, insert after the semicolon "to provide a limitation of the amount to be raised by such levy for such purpose; to provide for the disposition of any excess, over such limitation, raised by such levy;"

LEGISLATIVE BILL 556. Placed on Select File as amended.

E and R amendments to L. B. 556:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 15 after the period insert "(2)"; in line 19 after "behalf" insert "*as such chairman*"; in line 24 strike "It" and in lieu thereof insert "(3) *The Board of Educational Lands and Funds* It"; in line 26 strike "Monday" and in lieu thereof insert "*Monday Mondays*"; after the period in line 26 insert "(4)"; in line 28 strike "board" and in lieu thereof insert "*board Board of Educational Lands and Funds*".

2. In the bill title, before the semicolon in line 7 insert "within the prescribed limits".

3. At the beginning of new matter inserted by Bixler amendment insert before "not," the word "be".

LEGISLATIVE BILL 396. Placed on Select File as amended.

E and R amendments to L. B. 396:

1. In the bill, section 1, page 2, line 5 strike "the security" and in lieu thereof insert "security,"; in line 7 strike "by voucher," and in lieu thereof insert ", by voucher"; in line 13 before "upon" insert "shall,"; and in line 14 strike "shall" and in lieu thereof insert a comma.

2. In the bill title line 5, after "security" insert "to the judgment creditor"; in the next line after the first "a" insert "final"; and before the period in last line insert "; and to provide for the disposition of any balance thereof".

LEGISLATIVE BILL 263. Placed on Select File as amended.

E and R amendment to L. B. 263:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 4 strike "62-301" and insert "62-302" as in Statutes; in line 8 after "any" insert "of" as in Statutes; after the period in line 9 insert "(2)"; also in line 9 strike "by" and in lieu thereof insert ", by a"; insert a comma in line 10 after "on" and after "door", line 11 after "restrict" and after "determine", line 15 after "shall", line 17 after "holiday", line 20 after "shall" and line 27 after "customers"; in line 15 strike "notice be not" and in lieu thereof insert "a notice, be not be"; in line 16 strike "it

shall be" and in lieu thereof insert "*, such day shall, be*"; in line 17 after "bank" insert "*, be*"; in line 18 strike "above" and in lieu thereof insert "*above in subsection (1) of this section*"; in line 20 strike "be not" and in lieu thereof insert "*be not be*"; in lines 24 and 25 strike "*;* *Provided, that any bank which by such notice*" and in lieu thereof insert "*;* *Provided, that any .* (4) *Any bank which, by such the notice provided for by subsection (3) of this section,*"; in line 26 strike "it" and in lieu thereof insert "*it such bank may*"; and in line 27 strike "*, may*" and in lieu thereof insert "*, may and*".

LEGISLATIVE BILL 362. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 510. Indefinitely postponed.

LEGISLATIVE BILL 355. Indefinitely postponed.

LEGISLATIVE BILL 471. Placed on General File.

LEGISLATIVE BILL 196. Placed on General File.

LEGISLATIVE BILL 371. Placed on General File.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 316

L. B. 389

L. B. 521

Members Excused

Messrs. Lee, Hubka and Brower were excused for Tuesday, April 7, 1953.

Adjournment

At 12:15 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned until 10:00 a.m., Tuesday, April 7, 1953, pursuant to motion adopted on March 13, 1953.

Hugo F. Srb

Clerk of the Legislature

SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, April 7, 1953

Pursuant to adjournment, the Legislature met at 10:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Anderson, Brower, Hill, Hubka and Lee, who were excused.

The Journal for the Sixty-third Day was approved.

Approved by the Governor

April 3, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 2, 1953, he approved L. B. 313, L. B. 316, L. B. 389, L. B. 476, L. B. 521 and L. B. 563.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

April 6, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 4, 1953, he approved L. B. 194.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Announcement—Mr. Anderson

Mr. Anderson reported to the Legislature that it would be some time before he could return to the Legislature and asked that visits to the hospital be postponed for the present.

Communications

Senate Concurrent Resolution 16 of the General Assembly of the State of Iowa relative to Public Law 552 enacted by the 82nd Congress of the United States. Referred to Committee on Public Health and Miscellaneous Subjects.

Communication containing seven signatures from the Kearney County Assistance Administration, Minden, Nebraska, relative to L. B. 538. Referred to Committee on Labor and Public Welfare.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 54	Tuesday, April 14, 1953	2:00 p.m.
L. B. 490	Tuesday, April 14, 1953	2:00 p.m.
L. B. 400	Thursday, April 16, 1953	2:00 p.m.
L. B. 411	Thursday, April 16, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 156. Placed on General File.

LEGISLATIVE BILL 393. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Enrollment and Review**Presented to the Governor**

Presented to the Governor for approval on April 2, 1953, at 4:40 p.m.:

L. B. 389

L.B. 316

L. B. 521

LEGISLATIVE BILL 6. Correctly re-engrossed.

LEGISLATIVE BILL 346. Correctly engrossed.

LEGISLATIVE BILL 399. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 177.

A bill for an act relating to a constitutional convention; to provide the method and manner of calling a convention; to provide for the number of members to be elected to the convention, the manner of their election, and their qualifications, salary, and expenses; to provide the time and place of holding the convention; to provide for a preliminary survey committee and the appointment, duties, and payment of the expenses of the members thereof; to provide the duties of certain officers; to make the failure of certain officers to perform such duties unlawful; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Aufenkamp	Carson	Liebers	Peterson
Beaver	Coffey	Lillibridge	Pizer
Bixler	Cole	McHenry	Shultz
Bridenbaugh	Cramer	McNutt	Syas
Britt	Diers	Martin	Tvrdik
Brown	Duis	Marvel	Vogel
Burney	Fenske	Moulton	Williams
Carmody	Kotouc	Nelson	Wilson
Carpenter	Larkin	Person	

Voting in the negative, 0.

Not voting, 8:

Adams	Brower	Hill	Klaver
Anderson	Dooley	Hubka	Lee

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 323.

A bill for an act to amend section 32-310, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide the effect and certain procedure, when a majority of the votes cast on the question of whether or not the county assessor, in a county of the prescribed size, shall be elected, shall be against the election of such assessor; to provide that the county clerk shall perform the duties of such officer as prescribed; to provide for abolishing or continuing the abolishment of such office of county assessor under the circumstances prescribed; to provide for the effect and certain procedure if such majority of the voters shall favor the election of such county assessor as prescribed; to provide an additional salary for the county clerk for performing the duties of the county assessor, to be fixed by the county board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Dooley	Martin	Tvrdik
Burney	Duis	Marvel	Vogel
Carmody	Fenske	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Brower	Hubka	Lee
Anderson	Hill	Klaver	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 280. Laid over.

LEGISLATIVE BILL 126.

A bill for an act to amend section 71-193.01, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for the appointment of the chief of the Division of Dental Health; to eliminate the requirement that the salary of the chief of such division shall be subject to the provisions of the repealed Nebraska Merit System Act; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Dooley	Martin	Tvrdek
Burney	Duis	Marvel	Vogel
Carmody	Fenske	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Brower	Hubka	Lee
Anderson	Hill	Klaver	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 255. With emergency.

A bill for an act relating to insurance; to authorize domestic stock or mutual insurance companies and assessment associations

meeting certain requirements to acquire subsidiary insurance companies; to permit companies to retain stock previously acquired under certain conditions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Dooley	Martin	Tvrdik
Burney	Duis	Marvel	Vogel
Carmody	Fenske	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Brower	Hubka	Lee
Anderson	Hill	Klaver	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 335.

A bill for an act to amend section 77-1301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 302, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to revenue and taxation; to provide that the county board in a county having a population of not more than two hundred thousand inhabitants may, at its discretion, employ a real estate and personal property classification and reappraisal committee; to provide for its membership, powers, duties, and compensation; to provide that such committee may, at the discretion and direction of the county board, appraise part or all of the personal property of the county as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Dooley	Martin	Tvrdik
Burney	Duis	Marvel	Vogel
Carmody	Fenske	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Brower	Hubka	Lee
Anderson	Hill	Klaver	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 390.

A bill for an act to amend section 71-605, Reissue Revised Statutes of Nebraska, 1943, relating to vital statistics; to change the name of undertaker to funeral director, and the name of United States Census Bureau to United States Public Health Service; to eliminate the provisions requiring a removal permit; to provide for transit permits; to eliminate the provision requiring the place of death to be shown on the return to the state registrar; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Aufenkamp	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Dooley	Martin	Tvrdik
Burney	Duis	Marvel	Vogel
Carmody	Fenske	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson
Carson	Larkin	Person	

Voting in the negative, 0.

Not voting, 8:

Adams	Beaver	Hill	Klaver
Anderson	Brower	Hubka	Lee

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 423.

A bill for an act to amend section 79-1501, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1509 and 79-1522, Revised Statutes Supplement, 1951, relating to schools; to redefine terms; to include emeritus members in the membership of the school retirement system; to provide when and in what manner an emeritus member may retire; to provide what retirement allowance an emeritus member shall receive; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Liebers	Peterson
Bixler	Cramer	Lillibridge	Pizer
Bridenbaugh	Diers	McHenry	Shultz
Britt	Dooley	McNutt	Syas
Brown	Duis	Martin	Tvrdik
Burney	Fenske	Marvel	Vogel
Carmody	Klaver	Moulton	Williams
Carpenter	Kotouc	Nelson	Wilson
Carson			

Voting in the negative, 0.

Not voting, 6:

Adams	Brower	Hubka	Lee
Anderson	Hill		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 527.

A bill for an act to amend section 83-220, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to require the Board of Control to transfer feeble-minded children from state institutions to the Nebraska Institution for the Feeble-minded as prescribed; to give effect to such order of transfer; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Aufenkamp	Cramer	Liebers	Person
Beaver	Diers	Lillibridge	Pizer
Bixler	Dooley	McHenry	Shultz
Bridenbaugh	Duis	McNutt	Syas
Britt	Fenske	Martin	Tvrdik
Burney	Klaver	Marvel	Vogel
Carson	Kotouc	Moulton	Wilson
Coffey	Larkin	Nelson	

Voting in the negative, 6:

Brown	Carpenter	Peterson	Williams
Carmody	Cole		

Not voting, 6:

Adams	Brower	Hubka	Lee
Anderson	Hill		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Place L. B. 284 on General File

Mr. President: I move that L. B. 284 be placed on General File. (Signed) George Syas

Mr. Syas requested a record vote.

Voting in the affirmative, 16:

Britt	Carson	Klaver	Liebers
Carpenter	Cramer	Larkin	Lillibridge

McHenry	Marvel	Shultz	Tvrdik
Martin	Moulton	Syas	Vogel

Voting in the negative, 15:

Aufenkamp	Burney	Fenske	Peterson
Beaver	Carmody	Kotouc	Pizer
Bixler	Coffey	McNutt	Wilson
Brown	Duis	Person	

Not voting, 12:

Adams	Brower	Dooley	Lee
Anderson	Cole	Hill	Nelson
Bridenbaugh	Diers	Hubka	Williams

The motion was lost.

SELECT FILE

LEGISLATIVE BILL 99.

Mr. Aufenkamp asked unanimous consent that the following amendments be adopted:

1. Amend the bill by striking the Liebers amendment number 1 adopted March 17, 1953, and all amendments thereto.

2. Amend page 5, section 7, line 20 by inserting after the word "district" the following:

"; *Provided*, in proposed districts containing fifteen thousand acres of land or less, if a petition shall be signed by sixty per cent of the property owners of the land in the proposed district approving the formation of the district and stating the names and number of members of the board, no election shall be necessary to establish the district".

Consent was granted and it was so ordered.

Mr. Dooley asked unanimous consent that the following amendment be adopted:

1. Amend page 6 of the bill, section 9, line 8 by inserting after the word "be" the following:

“; *Provided*, no person, firm, or corporation shall be entitled to cast more than one per cent of the total eligible votes.”

Consent was granted and it was so ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 211. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 263. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 362. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 528. Laid over.

Mr. Duis Presiding

Unanimous Consent—Consider L. B. 573

Mr. Tvrdik asked unanimous consent to consider L. B. 573 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 573. Read and considered.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 18.

Mr. Shultz asked unanimous consent to consider L. B. 18 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 18. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 375.

Mr. Carpenter asked unanimous consent to consider L. B. 375 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 375. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for review.

Birthday

Mr. Vogel announced that today is Mr. Diers' birthday. Members of the Legislature sang "Happy Birthday" to Mr. Diers.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 48. Correctly engrossed.
LEGISLATIVE BILL 249. Correctly engrossed.
LEGISLATIVE BILL 293. Correctly engrossed.
LEGISLATIVE BILL 430. Correctly engrossed.
LEGISLATIVE BILL 448. Correctly engrossed.
LEGISLATIVE BILL 523. Correctly engrossed.
LEGISLATIVE BILL 495. Placed on Select File.
LEGISLATIVE BILL 565. Placed on Select File as amended.

E and R amendment to L. B. 565:

1. In the bill, section 1, page 2, line 1, strike the word "original".

LEGISLATIVE BILL 377. Placed on Select File as amended.

E and R amendments to L. B. 377:

1. Strike the quotation mark before "*thereafter*" in line 4 of original Lee amendment.
2. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 15 strike the comma and show as stricken matter; line 16 strike "unless" and in lieu thereof insert " , unless a large amount is"; in line 19 strike "Upon approval of the bond" and in

lieu thereof insert "(2) Upon *the* approval of the bond referred to in subsection (1) of this section,"; in line 28 after the period insert "(3)".

3. In section 2, page 3, line 3, after the period insert "(1)"; in line 10 after "receipt" insert ", as provided for in subsection (1) of this section,"; in line 14 after the period insert "(3)"; in line 15 strike "any such" and in lieu thereof insert "any such a"; at the end of line 14 insert ", as provided for in subsection (2) of this section,"; in line 16 strike "such provisions" and in lieu thereof insert "such the provisions in regard thereto"; in line 20 after "for" insert "the"; and at the end of line 20 insert "the provisions of".

4. In section 3, line 1, strike the figure "3" and in lieu thereof insert "4"; and strike the figure "4" in the next section and in lieu thereof insert "5".

5. In standing committee amendment 3, line 3 after "plus" insert "the"; and in line 5 before "Any" insert "(2)". At the beginning of new matter inserted by standing committee amendment 4 insert "Sec. 3."; in the same line strike "this section" and in lieu thereof insert "section 88-162, Revised Statutes Supplement, 1951, as amended by this act,"; and at the beginning of next line before "cold" insert "the".

6. In the bill title, strike all of lines 8, 9, and 10 and in lieu thereof insert "Chapter 88, article 1, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, except as prescribed; to change the fund to be credited with certain fees collected as prescribed; to authorize the Nebraska Railway Commission to approve or to prepare and furnish at cost, plus the expense of delivery, forms for the prescribed receipts; to require the warehousemen, except as prescribed, to use such receipts approved or prepared and fur—"

LEGISLATIVE BILL 407. Placed on Select File as amended.

E and R amendments to L. B. 407:

1. In the bill, section 1, page 2, line 3, strike the word "said" and in lieu thereof insert "the said".

2. In the bill title, line 3, strike "; to remove some of the" and in lieu thereof insert "; relating to public health and welfare; to eliminate certain of the required".

LEGISLATIVE BILL 555. Replaced on Select File as amended.

E and R amendment to L. B. 555:

1. In the bill title line 2, insert a comma before "Reissue".

LEGISLATIVE BILL 368. Replaced on Select File as amended.

E and R amendment to L. B. 368:

1. In the bill title line 4, strike "a" before "county".

LEGISLATIVE BILL 524. Replaced on Select File as amended.

E and R amendment to L. B. 524:

1. In the bill, section 1, line 3, insert "(1)" after the period.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:59 a.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, April 8, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Anderson, who was excused.

The Journal for the Sixty-fourth Day was approved.

MOTION—Introduce Bill

Mr. President: A majority of the Committee on the Budget voted to introduce a bill dealing with officers in State institutions, and I move that the Committee be permitted to introduce this bill. (Signed) Arthur Carmody, Chairman

The motion prevailed with 26 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 575. By Committee on the Budget, Arthur Carmody of Hitchcock, Chairman.

A bill for an act to amend section 83-124, Revised Statutes Supplement, 1951, relating to state institutions; to remove the provisions for appointment of certain officers by the Board of Control for state institutions; to provide for the appointment of deputies and assistant superintendents; to change the qualifications for the commandant of the Nebraska Soldiers' and Sailors' Home; and to repeal the original section.

Visitors

Mr. Pizer introduced Messrs. Bill Shelby, Oscar Amstutz, Mike Watkins and Dale Wood from Frontier County, Nebraska.

Mr. McNutt introduced Mrs. Dixie Wier, Teacher, and thirty-one students from Saratoga School, Lincoln, Nebraska.

Mr. Cramer introduced Mr. Harry W. Hahlbeck, County Superintendent of Antelope County, five teachers, and forty-three students from Antelope County, Nebraska.

Mr. Kotouc introduced his grandson, Tom Kotouc, from Humboldt, Nebraska.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 126. Correctly enrolled.
LEGISLATIVE BILL 177. Correctly enrolled.
LEGISLATIVE BILL 255. Correctly enrolled.
LEGISLATIVE BILL 323. Correctly enrolled.
LEGISLATIVE BILL 335. Correctly enrolled.
LEGISLATIVE BILL 390. Correctly enrolled.
LEGISLATIVE BILL 423. Correctly enrolled.
LEGISLATIVE BILL 78. Correctly engrossed.
LEGISLATIVE BILL 192. Correctly engrossed.
LEGISLATIVE BILL 291. Correctly engrossed.
LEGISLATIVE BILL 330. Correctly engrossed.
LEGISLATIVE BILL 388. Correctly engrossed.
LEGISLATIVE BILL 548. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 49. Indefinitely postponed.
LEGISLATIVE BILL 333. Indefinitely postponed.
LEGISLATIVE BILL 512. Indefinitely postponed.

(Signed) Otto Kotouc, Sr., Chairman

Judiciary

LEGISLATIVE BILL 379. Placed on General File as amended.

Standing Committee amendments to L. B. 379:

1. Amend page 5, Section 6, line 12, by inserting after the word and punctuation "state." the following words and punctuation: "No discrimination shall be made in the enlistment of an individual, advancement in grade, or appointment of officers on account of race, color, or creed."

2. Amend page 13, Section 26, line 4, by inserting after the word "Nebraska" the words and punctuation ", or any political subdivision thereof,".

3. Amend page 13, Section 26, line 8, by inserting before the word "shall" the words and punctuation "Army Reserve, Naval Reserve, Marine Corps Reserve, Air Force Reserve, and Coast Guard Reserve,".

4. Amend page 13 of the bill by adding a new section immediately following section 26, to be known as 27, and to read as follows:

"Sec. 27. That section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

55-156.02. All officers and employees of the state, or any political subdivision thereof, who are members of the National Guard, organized reserves or any component part of the military, naval, or air forces of this state or of the United States, or who are or may be otherwise inducted into the military service of this state or of the United States, shall, when ordered by proper authority to active service, be entitled to a leave of absence from such civil employment for the period of such service, plus sixty days, without loss of status or efficiency rating, and without loss of pay during the first fifteen days of such leave of absence; *Provided*, such pay for the first fifteen days shall not be construed as being in addition to that pay provided for in section 55-156.01. The proper appointing authority may make a temporary appointment to fill any vacancy created by such leave of absence."

5. Renumber sections 27 to 40 as sections 28 to 41, respectively.

6. Amend page 20, renumbered section 40, line 5, by inserting before the figures "55-157" the figures and punctuation "55-156.02,".

7. Amend the title of the bill, line 6, by inserting before the figures "55-157" the figures and punctuation "55-156.02,".

LEGISLATIVE BILL 412. Placed on General File as amended.

Standing Committee amendments to L. B. 412:

1. Amend page 2, Section 1, by striking lines 3 to 25 inclusive, and inserting in lieu thereof the following:

"28-929. (1) Whoever shall debauch the person or deprave the morals of any boy or girl under the age of twenty-one years, (1) (a) either by lewdly inducing such boy carnally to know any female person, or lewdly inducing such girl carnally to know any male person; or (2) (b) by communicating to any such boy or girl, by indecent bodily contact with the person of any such boy or girl, communicate to him or her any venereal or other loathsome disease; or (3) whoever shall solicit (c) by soliciting any such boy or girl to visit a house of prostitution or other place where prostitution, debauchery, or other immoral practices are permitted or encouraged, for the purpose of prostitution, sexual intercourse, or other immoral practices; or (4) whoever shall direct or accompany (d) by directing or accompanying any such boy or girl to any such place for such purpose or purposes; or (5) whoever shall arrange or assist (e) by arranging or assisting in arranging any meeting for such purpose between any such boy or girl and any female or male of dissolute character or any inmate of any place where prostitution, debauchery, or other immoral practices are permitted or encouraged; or (6) whoever shall arrange or aid or assist (f) by arranging or aiding or assisting in arranging any meeting between any such boy or girl and any other person of the opposite sex for the purpose of sexual intercourse, or other immoral practice , ; (2) whoever shall fondle or massage in an indecent manner the sexual organs of any boy or girl under the age of sixteen years; or (3) whoever, being of the age of eighteen years or upward, shall willfully make an indecent exposure of his or her person to any boy or girl under the age of sixteen years, shall"

2. Amend page 2, Section 1, line 27, by striking the figure "(1)".

3. Amend page 2, Section 1, line 30, by striking the figure "(2)".

4. Amend page 2, Section 1, line 28, by inserting after the word "be" the words "*fined in any sum not exceeding five hundred dollars or imprisoned in the county jail not to exceed six months, or both such fine and imprisonment, or*".

5. Amend the title of the bill, line 4, by striking the words "a lewd and", and inserting in lieu thereof the word "*an*"; by inserting in line 5 thereof, after the word "of" the words and punctuation "*, or shall expose his or her person to,*"; line 6, by striking the word "twenty-one" and inserting in lieu thereof the word "*sixteen*".

LEGISLATIVE BILL 470. Placed on General File.

LEGISLATIVE BILL 447. Placed on General File as amended.

Standing Committee amendments to L. B. 447:

1. Amend page 2, Section 1, line 24, by inserting after the word "*value*" the words "*not exceeding ten cents each*".

2. Amend the title to conform.

LEGISLATIVE BILL 519. Placed on General File.

(Signed) Robert D. McNutt, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 126

L. B. 323

L. B. 390

L. B. 177

L. B. 335

L. B. 423

L. B. 255

Visitors

Mr. Lee introduced his son, Jack Lee, from Wilmington, Delaware.

Invitation

An invitation has been extended to the Legislature by Mr. Jerry Bentz of the Nebraska Ordnance Plant, Mead, Nebraska, to visit the Plant on a day to be designated as Nebraska Government Day.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 280.

A bill for an act to amend sections 45-123, 45-138, and 45-139, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to change the manner in which the Director of Banking shall regulate the place of conducting the business of making loans under sections 45-114 to 45-155, Reissue Revised Statutes of Nebraska, 1943; to provide certain exclusions in computing the aggregate indebtedness of a borrower; to change the types of insurance a licensee may require a borrower to subscribe for; to provide the terms and conditions under which such insurance may be required; to prohibit the requirement of such insurance under certain conditions; to provide that no gain or advantage from the sale of such insurance shall be deemed an additional charge; to provide for or permit certain terms of such insurance; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Aufenkamp	Cole	Kotouc	Nelson
Beaver	Cramer	Larkin	Person
Bixler	Diers	Lee	Peterson
Bridenbaugh	Dooley	Liebers	Pizer
Britt	Duis	Lillibridge	Shultz
Brower	Fenske	McHenry	Syas
Brown	Hill	McNutt	Tvrdik
Carpenter	Hubka	Marvel	Vogel
Carson	Klaver	Moulton	Wilson
Coffey			

Voting in the negative, 3:

Burney	Carmody	Williams
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Not voting, 3:

Adams	Anderson	Martin
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 384.

A bill for an act to amend sections 12-701 and 12-702, Revised Statutes of Nebraska, 1943, relating to cemeteries; to pro-

vide additional grounds and procedure for the abandonment of cemetery lot, part of lot, lots, or parts of lots and the reversion to the city, village, or cemetery association; to provide additional grounds for rebuttal of the presumption of abandonment; to provide for disposition of funds from the sale of abandoned lots; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Anderson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Lee introduced Glenn Tabor, Superintendent, 6 sponsors, and nineteen students from Arlington High School, Arlington, Nebraska.

SELECT FILE

LEGISLATIVE BILL 556. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 396. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 377. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 555. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 368. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 524. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Refer, Bracket L. B. 392

Mr. President: I move that L. B. 392 be referred to E and R for engrossment and then bracketed with L. B. 391. (Signed) Arthur Carmody

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 206. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

1. Amend Standing Committee amendment 1, line 7, by striking "prior to" and inserting "Immediately Preceding", and line 9 by inserting after the word "conducted" the following:

"; *Provided*, bingo games cannot be conducted by agents or lessees of such societies on a percentage basis".

Advanced to E and R for review.

Visitors

Messrs. Klaver and Tvrdik introduced Mrs. Sahn, Principal, Mrs. Yates and Miss Newell, Teachers, and Mrs. Kieny, School Nurse, and fifty-five students from The Omaha Bancroft School and The Omaha Training School.

MOTION—Consider L. B. 200

Mr. President: I move that we consider L. B. 200 on General File. (Signed) Terry Carpenter

The motion prevailed.

Unanimous Consent—Add Co-introducer

Mr. Carpenter asked unanimous consent to add Mr. Person's name as a co-introducer of L. B. 200. Consent was granted and it was so ordered.

Mr. McNutt Presiding

LEGISLATIVE BILL 200. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 4, by inserting after the word and punctuation "profit," the following:

"except as provided in section 3 of this act";

line 8, by inserting after the word "unlawful" the following:

" , except as provided in section 3 of this act,".

2. Amend standing committee amendment 1, by striking lines 5 to 12, of such amendment, and inserting in lieu thereof the following:

"the performance of any professional services requiring the application of principles of biological, physical, or social sciences and nursing skills in the care of the sick, in the prevention of disease, or in the conservation of health."

3. Amend standing committee amendment 2, by inserting after subsection (4) subsections (5), (6), (7), (8), and (9), to read as follows:

"(5) Nursing by any legally licensed nurse of any other state whose engagement requires him or her to accompany and care for a patient temporarily residing in this state during the period of one such engagement not to exceed six months in length providing such person does not represent or hold himself or herself out as a nurse licensed to practice in this state.

(6) Nursing services rendered by a student enrolled in an approved school of nursing when these services are a part of the course of study.

(7) Nursing services rendered by a graduate of an approved school of nursing in Nebraska or any other state, pending the results of the first licensing examination scheduled by the board following such graduation.

(8) Nursing services rendered by a person who holds a current license or other evidence of the right to practice professional nursing as that term is defined in this act, issued by any other state, territory, or province of the United States or Dominion of Canada during the period that an application filed by such person for licensure in Nebraska is pending before the board.

(9) The practice of professional nursing by any legally licensed nurse of another state who is employed by the United States government or any bureau, division, or agency thereof while in the discharge of his or her official duties, or, if permitted by federal law, as a citizen of a foreign country temporarily residing in Nebraska for a period not to exceed one year for the purpose of

post graduate study and experience, certified to be such by the American Nurses' Association or other appropriate agency satisfactory to the board."

4. Amend standing committee amendment 3, by striking all of said amendment.

5. Amend page 3 of the bill, section 4, after line 8 and before line 9 by inserting the following:

"At least three congressional districts shall be represented on the board, and each member shall have been a bona fide resident of the congressional district from which she is appointed for a period of at least one year previous to the time of her appointment."

6. Amend page 4 of the bill, section 4, line 12, by inserting after the word "of" the word "three"; lines 12, 13, and 14, by striking the words and punctuation ", such list to contain in number at least twice the number of vacancies to be filled"; line 22, by striking the word "appointed" and inserting in lieu thereof the word "nurse".

7. Amend standing committee amendment 6, line 10, by inserting after the word "of" the word "three".

8. Amend page 12 of the bill, section 19, line 18 by inserting after the word "Practice" the word "Professional".

Advanced to E and R for review.

Visitors

Mr. Pizer introduced Mr. and Mrs. Burns and their children, Deanna, Michael and Mark from Regina, Saskatchewan, Canada.

LEGISLATIVE BILL 23. Read and considered.

Mr. Bridenbaugh moved to indefinitely postpone.

Pending.

NOTICE OF COMMITTEE HEARINGS

Education

L. B. 283 Tuesday, April 21, 1953

2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 250. Placed on Select File as amended.

E and R amendment to L. B. 250:

1. In the bill title, line 7 after "for" insert "the".

LEGISLATIVE BILL 314. Placed on Select File as amended.

E and R amendments to L. B. 314:

1. In line 4 of the Standing Committee Amendment 1, strike "that" and in lieu thereof insert ", for which"; and in line 5, after "issued" strike "for" and in lieu thereof insert a comma.
2. In section 1, line 4, strike the comma after "vehicle"; in line 10, after "upon" insert "the".
3. In section 2, line 1, after "plates" insert a comma; in line 2, strike "shall" and in lieu thereof insert ", shall (1)"; in line 3, strike "shall" and in lieu thereof insert "(2)"; and in line 4, strike "shall" and in lieu thereof insert "(3)".
4. In the bill title, line 3, strike "thirty" and in lieu thereof insert "forty".

LEGISLATIVE BILL 397. Placed on Select File as amended.

E and R amendments to L. B. 397:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 10 strike "The contract shall provide" and in lieu thereof insert "(2) The contract, referred to in subsection (1) of this section, shall provide (a)"; in line 12 after the first comma insert "(b)", and after the second comma insert "(c)"; in line 14 after "and" insert "(d)"; after the period in line 16 insert "(3)"; in line 17 strike "home" and in lieu thereof insert "*Home for Children home*"; in lines 18, 23, and 28 strike the word "board" and in lieu thereof insert "*Board of Control board*"; after the period in line 21 insert "(4)"; in line 22 strike "who" and in lieu thereof insert "*referred to in subsection (1) of this section and which ward who*"; in line 26 strike "When" and in lieu thereof insert "(5) *Whenever When*"; in line 27 after "children" insert "*referred to in subsection (1) of this section*".

2. In the bill title, insert "the" in line 3 before "Board" and in line 4 after "for"; and at the end of line 3 insert "an".

LEGISLATIVE BILL 522. Placed on Select File as amended.

E and R amendments to L. B. 522:

1. In the bill, section 1, page 2, line 15, reinsert the word "such"; strike all of line 18 and in lieu thereof insert "thereby, but excluding the sale of life . Life or annuity contracts shall not be sold"; line 24 after "for" insert "the".

2. In the bill title, line 4 after "of" insert "resident agents and"; strike all of line 6 and in lieu thereof insert "of resident agents and brokers; to provide certain procedure and requirements in regard thereto;"; and in line 7 after "fees" insert "for licenses of insurance brokers".

LEGISLATIVE BILL 289. Placed on Select File as amended.

E and R amendments to L. B. 289:

1. In new section 3, line numbered 3 of original new section as shown in the Standing Committee Amendment 1, strike "and from" and in lieu thereof insert a comma; in line numbered 4, after "agencies" insert a comma; at the end of line numbered 5, strike ", and all" and in lieu thereof insert ". All"; in line numbered 11, after "agencies" insert "thereof"; and in line numbered 12 strike "the purposes of"; and in line 9 strike "charge" and in lieu thereof insert "expense".

2. In section 1, line 3, after "government" insert "and the proper agency or agencies thereof"; in the same line strike "information" and in lieu thereof insert "current and timely information,"; in line 4, strike "for poultry and eggs" and in lieu thereof insert "relating to poultry and eggs,"; strike "shall" in line 5 and also all of lines 6, 7, and 8; in line 10, insert a comma after "stations"; and in line 11 strike "information, giving such".

3. In the bill title strike all of the title commencing with the semicolon in line 7, and in lieu thereof insert "as prescribed; to provide certain powers and duties for the Director of the Department of Agriculture and Inspection; to permit the acceptance of voluntary gifts and contributions for the purpose prescribed; to provide for the use and disposition of such funds so received;

and to prohibit the use of public funds of the state or governmental agencies thereof, as prescribed, for carrying out the provisions of this act."

LEGISLATIVE BILL 567. Placed on Select File as amended.

E and R amendments to L. B. 567:

1. Insert a comma in section 1, line 3 after "person", line 4 after "liquors"; in section 2, line 5 after "representative", line 6 after "licensee", line 10 after "partnership", line 11 after "distributing", line 14 after "distributor", line 16 after "distributing", line 17 after "agent", line 18 after "distributor", line 22 after "distributor", line 25 after "directly", line 26 after "officer"; section 3, line 3 after "distributor", line 5 after "loan", at the end of line 5, line 10 after "lend", line 11 after "mortgage", line 14 after "conduct", line 17 after "lessee", line 20 after "distributor", line 22 after "distributor", lines 23 and 24 after "lend", line 28 after "distributor", line 32 after "distributing", line 34 after "furnish"; section 4, line 10 after "director", line 12 after "mortgage", line 13 after "endorser", line 14 after "operation", line 17 after "53-169", line 24 after "director", line 25 after "directors", line 29 after "conducted"; section 5, lines 5 and 7 after "roads".

2. In the bill, section 1, page 2, line 6 after "as" insert "a"; in section 2, line 21 after the period insert "(2)"; line 24 strike "such" and in lieu thereof insert "such *the*", also in line 24 after the second "credit" insert "*referred to in subsection (1) of this section*"; in line 27 after "by" insert "*subsection (1) of*"; in same line strike "(2)" and in lieu thereof insert "{2} (3)"; in lines 29 and 30 strike "subdivision (1)" and in lieu thereof insert "*subdivision subsection (1) or (2)*".

3. In section 3, line 5, strike "or pay for, or" and in lieu thereof insert ", or pay for, or"; in same line strike the comma after "lease" and show as stricken matter; in line 22 strike the first word "of" and in lieu thereof insert ", or" (the word "or" is in the Statutes); in section 4, strike the parenthesis in lines 7, 16, 20, 27, and 28 and show as stricken and in lieu thereof insert a comma; after the comma in line 12 insert "*or*".

LEGISLATIVE BILL 317. Placed on Select File as amended.

E and R amendments to L. B. 317:

1. In line 3 of the Standing Committee Amendment 1, strike "*or amendment*" and in lieu thereof insert "*, or an amendment or amendments*".

2. In section 1, line 10, after "*or*" insert "*an amendment or*".

3. In the bill title, strike all of the title commencing with "*any*" in line 8, and in lieu thereof insert "*, or an amendment or amendments thereto, any amount of authorized capital stock; to provide for the fee for filing of such articles of incorporation, or an amendment or amendments thereto; and to repeal the original section.*"

(Signed) Joseph D. Martin, Chairman

Education

LEGISLATIVE BILL 246. Placed on General File as amended.

Standing Committee amendments to L. B. 246:

1. Amend page 2 of the bill, section 1, line 5, by reinstating the stricken matter; lines 5 and 6, by striking the new material; line 16, by reinstating the stricken matter; lines 16 and 17 by striking the new material; lines 24 and 25, by striking the words "*committee for the reorganization of school districts*" and inserting in lieu thereof the word "*superintendent*"; line 25 and 26 by striking the words "*state committee for the reorganization of school districts*" and inserting in lieu thereof the words "*Superintendent of Public Instruction*"; and line 27, by striking the word "*their*" and inserting in lieu thereof the word "*his*".

2. Amend the title of the bill, lines 4 and 5, by striking the words "*committee for the reorganization of school districts*" and inserting in lieu thereof the word "*superintendent*"; and lines 7 and 8, by striking the words "*state committee for the reorganization of school districts*", and inserting in lieu thereof the words "*Superintendent of Public Instruction*".

LEGISLATIVE BILL 506. Placed on General File.

LEGISLATIVE BILL 507. Placed on General File as amended.

Standing Committee amendment to L. B. 507:

1. Amend page 3 of the bill, section 1, line 40, by striking the word "*committee*" and inserting in lieu thereof the word

"board"; line 55 by striking the word "committee" and inserting in lieu thereof the word "board"; and line 68, by inserting the word "voting" after electors, by striking "voting on" after the word "unit" and inserting "voting on included in".

(Signed) Richard D. Marvel, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Britt, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, April 9, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Anderson, who was excused.

The Journal for the Sixty-fifth Day was approved as corrected.

Visitors

Mr. Brower introduced Miss Dorothy Beatty, Teacher, and thirty-five students from Columbus High School, Columbus, Nebraska.

Announcement—Committee Meeting

Mr. Hill announced there would be a meeting of the Committee on Miscellaneous Appropriations and Claims today at 1:15 p.m. in the East Senate Lounge.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 9, 1953, at 9:00 a.m.:

L. B. 423

L. B. 255

L. B. 335

L. B. 126

L. B. 323

L. B. 390

L. B. 177

LEGISLATIVE BILL 527. Correctly enrolled.
LEGISLATIVE BILL 211. Correctly engrossed.
LEGISLATIVE BILL 362. Correctly engrossed.
LEGISLATIVE BILL 483. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

MOTION—Introduce Bill

Mr. President: A majority of the Committee on Miscellaneous Appropriations and Claims voted to introduce a new bill dealing with salaries of the members of the Liquor Control Commission, and I move that the committee be permitted to introduce this bill. (Signed) Ralph W. Hill, Chairman

The motion prevailed with 29 ayes, 0 nays and 14 not voting.

Bills Referred to Standing Committee

L. B. Committee

575.....Budget

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 527

Visitors

Mr. Person introduced Miss Mary Chapek, Teacher, one sponsor, and six students from School District 98, Weston, Nebraska.

Mr. Brown introduced six members of the Future Farmers of America from Ogallala, Nebraska.

Mr. Duis introduced his wife, Mrs. Duis.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 576. By Committee on Miscellaneous Appropriations and Claims, Ralph W. Hill of Thayer, Chairman.

A bill for an act to amend section 53-112, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the salary of the members of the Liquor Control Commission; to provide when such increase may become effective; to repeal the original section; and to declare an emergency.

MOTION—Suspend Rules, Refer Bill

Mr. President: I move that the rules be suspended and we refer L. B. 576 to Standing Committee. (Signed) C. C. Lillibridge

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

Bills Referred to Standing Committee

L. B. Committee

576.....Budget

REPORT—Committee on Committees

April 8, 1953

Mr. President: Your Committee on Committees wishes to report favorably the following appointment:

James L. Weasmer, Commissioner of Labor.

(Signed) C. C. Lillibridge, Chairman

MOTION—Adopt Report

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointment of James L. Weasmer as Commissioner of Labor be confirmed. (Signed) C. C. Lillibridge

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 7.

A bill for an act to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 8, Sixty-fourth (Extraordinary) Session, Nebraska State Legislature, 1952, relating to old age assistance; to increase the maximum amount that may be paid each month to the recipients of old age assistance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Aufenkamp	Carpenter	Klaver	Moulton
Beaver	Coffey	Larkin	Nelson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson

Voting in the negative, 6:

Burney	Diers	Person	Peterson
Cole	Kotouc		

Not voting, 5:

Adams	Carson	Lee	Vogel
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 237. With emergency.

A bill for an act to amend sections 48-601, 48-602, 48-604, 48-606, 48-625, 48-627, 48-636, 48-649, 48-652, 48-659, 48-661, 48-663, 48-664, 48-665, and 48-667, Reissue Revised Statutes of Nebraska, 1943, relating to Employment Security Law; to redefine terms; to authorize the Commissioner of Labor to acquire office space as prescribed; to clarify benefit rights to veterans; to revise earnings

requirements for eligibility for benefits; to clarify reference relating to appeals; to change standards for determining reduced contribution rates; to provide for crediting interest on experience accounts; to provide a method for dealing with benefit checks outstanding for more than one year; to protect experience accounts of employers while in the armed forces; to provide priorities for contributions in legal distribution of assets; to authorize the Commissioner of Labor to terminate experience accounts under prescribed conditions; to redefine misdemeanors in connection with obtaining benefits fraudulently; to prescribe penalties; to permit the Commissioner of Labor to bring suit to recover benefits wrongfully obtained from another state or a foreign government; to designate the county attorney as the prosecuting officer for violation of the provisions of the Employment Security Law; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carpenter	Klaver	Moulton
Aufenkamp	Carson	Kotouc	Nelson
Beaver	Coffey	Larkin	Person
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	

Voting in the negative, 2:

Peterson	Wilson
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Not voting, 2:

Anderson	Dooley
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 89. Bracketed until Tuesday, April 14, 1953.

Visitors

Mr. Liebers introduced Mrs. Compton, Teacher, and thirty students from College View High School, Lincoln, Nebraska.

Mr. Cole introduced his wife, Mrs. Cole.

Mr. Brower introduced his wife, Mrs. Brower.

Mr. Aufenkamp introduced Mrs. Will Reed, Teacher, and nineteen students from Nemaha High School, Nemaha, Nebraska; also five sponsors.

SELECT FILE

LEGISLATIVE BILL 299. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

MOTION—Suspend Rules, Consider Bills

Mr. President: I move to suspend the rules to take up L. B. 495 to L. B. 317 on Select File. (Signed) C. C. Lillibridge

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 495. Advanced to E and R for engrossment.

LEGISLATIVE BILL 565. E and R amendment found in the Legislative Journal for the Sixty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 407. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 250. E and R amendment found in the Legislative Journal for the Sixty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 314. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 397. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 522. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 289. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 567. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 317. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Cramer introduced Miss Mildred Melia, Teacher, and five students from Chalco, Nebraska.

Mr. Coffey introduced Mr. and Mrs. Bob Ross from Gordon, Nebraska.

Mr. Bixler introduced five members of the Future Farmers of America from Chadron, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 23. Consideration of the Bridenbaugh motion to indefinitely postpone.

Mr. Brower moved the previous question, which lost with 16 ayes, 13 nays and 14 not voting.

Mr. Bridenbaugh requested a record vote.

Voting in the affirmative, 27:

Adams	Carmody	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bridenbaugh	Diers	Liebers	Syas
Britt	Dooley	Lillibridge	Tvrdik
Brower	Hill	McHenry	Williams
Brown	Hubka	Marvel	

Voting in the negative, 15:

Bixler	Cramer	McNutt	Shultz
Burney	Duis	Martin	Vogel
Carpenter	Fenske	Peterson	Wilson
Carson	Lee	Pizer	

Not voting, 1:

Anderson

The motion prevailed.

Visitors

Mr. Brown introduced Mr. Jack Saunders, Superintendent of Schools, and nine members of the Future Farmers of America from Oshkosh, Nebraska.

Mr. McNutt Presiding

Member Excused

Mr. Vogel was excused for Friday, April 10, 1953.

LEGISLATIVE BILL 4. Bracketed until Tuesday, April 14, 1953.

LEGISLATIVE BILL 541.

The Carpenter amendments found in the Legislative Journal for the Fifty-seventh Day were not adopted.

Mr. Carmody offered the following amendment, which was adopted:

Amend Section 1, line 2, by striking the word "one" and inserting the words "one half" in lieu thereof, and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 528. Read and considered.

Laid over.

LEGISLATIVE BILL 440. Read and considered.

Advanced to E and R for review.

Mr. Lee Presiding

LEGISLATIVE BILL 464. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 515. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review.

Mr. McNutt Presiding

LEGISLATIVE BILL 486. Read and considered.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 387. Indefinitely postponed.

(Signed) Ralph W. Hill, Chairman

Enrollment and Review

LEGISLATIVE BILL 280. Correctly enrolled.
LEGISLATIVE BILL 384. Correctly enrolled.
LEGISLATIVE BILL 368. Correctly engrossed.
LEGISLATIVE BILL 524. Correctly engrossed.
LEGISLATIVE BILL 573. Placed on Select File as amended.

E and R amendments to L. B. 573:

1. In section 1, line 10, after "sale" insert a comma underscored.
2. In the bill title, line 12, after "to" insert "such".

LEGISLATIVE BILL 217. Placed on Select File as amended.

E and R amendments to L. B. 217:

1. In line 4 of the original copy (5 of mimeographed) in Standing Committee Amendment 1, strike "then in such" and in lieu thereof insert "in which".

2. In section 1, line 5, strike the comma; in line 7, after "shall" insert "(1)"; in line 9, strike ", and shall" and in lieu thereof insert " and (2)"; in line 10, after "dollars" insert a comma; and in line 11, strike "and upon the same conditions as those" and in lieu thereof insert "conditioned the same as the bond".

3. In the bill title, line 3, after "deputies" insert "as prescribed"; strike lines 4 and 5 and in lieu thereof insert "duties and tenure of office of such special deputies; to require that they take the oath and give bond as prescribed; to provide that they shall serve without compensation from the county; and to permit the county board to approve their bonds and the county to pay the premiums thereon."

LEGISLATIVE BILL 499. Placed on Select File as amended.

E and R amendments to L. B. 499:

1. In the bill, section 1, page 2, line 3, strike "There being" and in lieu thereof insert "(1) *If there are* There being"; in line 4 strike "their own motion," and in lieu thereof insert "~~their~~ its own motion."; in line 5 strike "on due notice" and in lieu thereof insert "*the question of the dissolution of the district on after due*

notice thereof is given"; in lines 6 and 7 strike "the question of dissolution of the organization" and show as stricken matter; in line 13 strike "In case a district is dissolved" and in lieu thereof insert "(2) In case a drainage district is dissolved, as authorized in subsection (1) of this section,"; in line 14 strike "and the" and in lieu thereof insert "until the distribution thereof is approved. The"; insert a comma in line 16 after "court" and in line 17 after "filed"; in line 18 after "of" insert "such".

2. In section 2, after "1943" inserted by Mr. Beaver's amendment insert a comma.

3. In the bill title, line 4 insert the word "the" after "provide" and after "of".

LEGISLATIVE BILL 537. Placed on Select File as amended.

E and R amendments to L. B. 537:

1. In new matter inserted by Burney amendment strike "providing" and in lieu thereof insert "if".

2. In section 1 (original section 4) line 16 strike "such records" and in lieu thereof insert "such records referred to in subsection (1) of this section"; in line 22 strike "the three-year period preceding the request" and in lieu thereof insert "the three-year a period of at least three years next preceding the request time the department desires to destroy such a record"; and in section 2 (original section 5) line 13 strike "or both" and in lieu thereof insert "or both operator and owner"; in line 17 strike "or" and in lieu thereof insert "owner, or operator and".

3. In the bill title, line 6 strike "shall" and in lieu thereof insert "must"; and strike commencing with the word "when" in line 8 to and including "companies" in line 10 and in lieu thereof insert "for the destruction of certain records, pertaining to accidents, by the department as prescribed; to require the police or police headquarters of certain cities or villages to file a copy of accident reports with the Department of Roads and Irrigation as prescribed".

LEGISLATIVE BILL 485. Placed on Select File as amended.

E and R amendments to L. B. 485:

1. In the bill, section 2, page 2, line 2, after "owners" insert "of breeding cattle"; line 3 after "of" insert "the"; line 9 strike "provided therefor. The petition" and in lieu thereof insert "available therefor. Each of the petitions"; in lines 10 and 11 strike "and upon which the" and in lieu thereof insert ". The forms for such petitions shall include a space for a statement of the number of breeding cattle owned by each signer, as referred to in section 4 of this act. The"; in line 11 strike "oath" and in lieu thereof insert "an oath on each petition circulated by him".

2. In section 3, line 1, strike "petition" and in lieu thereof insert "petitions,"; in lines 3 and 4 strike "petition" and in lieu thereof insert "petitions"; in lines 5 and 6 strike "for three" and in lieu thereof insert "during three consecutive"; in line 8 strike " petition is" and in lieu thereof insert "petitions are"; insert a comma in lines 11, and 15 after "examination"; and in line 15 strike ", and the department shall" and in lieu thereof insert "and".

3. In section 5, line 5, strike "or other buildings" and in lieu thereof insert "buildings,"; insert a comma in line 10 after "shall"; in line 12 strike "or" and in lieu thereof insert ", be"; and in line 14 after "or" insert "by".

4. In section 6, line 3, strike "test when" and in lieu thereof insert "the test referred to in section 5 of this act if they are"; in section 7, line 2, after the first word "area" insert ", which is"; in section 8, line 5, after "under" insert "the"; and in section 10 insert a comma in line 6 and 15 after "employees"; in section 11 (original section 12) line 6 after "shall" insert "each".

5. In section 4, lines 8 and 9 strike "in the petition specified" and in lieu thereof insert "specified in the petition".

LEGISLATIVE BILL 394. Replaced on Select File as amended.

E and R amendments to L. B. 394:

1. In line 25 insert a comma after "printed".
2. In enrollment and review amendment line 13 of original amendment, after "line" insert "28 in the original bill but which, on the printed bill, is given as the second line numbered".
3. Strike the comma in section 1, line 32 before "of".

LEGISLATIVE BILL 99. Replaced on Select File as amended.

E and R amendments to L. B. 99:

1. In Mr. Aufenkamp's amendment to section 7, line 20, page 5, at the end of the inserted matter insert "or to elect the first board of directors. If the names of the directors shall be fixed under the provisions of this subsection, the board shall find whether or not at least twenty per cent of such directors so designated reside on farms".

2. There was already an amendment to page 6, section 9, line 8, and so the Dooley amendment should be inserted after the enrollment and review amendment and before the period.

3. In section 10, page 7, line 2 insert at the end of said line "or if the election upon such formation is unnecessary under the provisions of subsection (2) of section 7 of this act,".

4. In Liebers amendment 3, line 3, of original, strike "actual" and in lieu thereof insert "assessed".

5. In section 9, page 6, line 8 after "county" insert "assessor for the previous calendar year".

6. In section 5, page 4, line 8, after the period, insert "The county board shall also provide temporary rules to insure that at least twenty per cent of the directors to be elected reside on farms, as provided by subdivision (6) of section 3 of this act.".

7. In section 8 at the right of the words "Numbers of Acres or Lots" in lines 7 and 8 insert "Assessed Valuation for the Previous Calendar Year" with dotted lines below the same, and between lines 11 and 12 insert "Total assessed valuation for previous calendar year \$.....", and below line 26 insert "The number of votes to which a person is entitled shall be determined in accordance with section 9 of this act. The canvassing board, referred to in subsection (1) of section 9 of this act, shall check as to the number of votes each person is entitled to cast, before counting his ballot.".

8. In section 9, line 19, before the period insert " by the canvassing board".

9. In section 6, page 4, line 1, insert after "owning" the words "land or lots".

10. In the Aufenkamp amendment 2, line 4 of the original after the word "petition" insert ", made subsequent to the hearing by the county board provided for in section 5 of this act,".

11. In the same amendment (Aufenkamp number 2) line 6 of the original amendment strike the words "and number".

LEGISLATIVE BILL 263. Replaced on Select File as amended.

E and R amendments to L. B. 263:

1. Insert "(3)" in section 1, page 2, line 12 after the period.

2. In section 2, page 2, line 2, strike "of Nebraska, 1943" and in lieu thereof insert "Supplement, 1951" (as in title and section 1).

(Signed) Joseph D. Martin, Chairman

GENERAL FILE

LEGISLATIVE BILL 477. Read and considered.

Bracketed.

LEGISLATIVE BILL 327. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for review.

Member Excused

Mr. Carpenter was excused for Friday, April 10, 1953, and Monday, April 13, 1953.

Speaker Tvrdik Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 280

L. B. 384

Adjournment

At 12:04 p.m., on a motion by Mr. Nelson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, April 10, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Anderson, Carpenter and Vogel, who were excused.

The Journal for the Sixty-sixth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Budget

L. B. 575	Wednesday, April 15, 1953	2:00 p.m.
L. B. 576	Wednesday, April 15, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 555. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 20.

On the objection of five members to the consideration of L. R. 20 at this time, the President stated that it would be referred to a standing committee.

LEGISLATIVE RESOLUTION 21. Re: Committee to Study Reorganization of School Districts.

Introduced by Glenn Cramer of Boone, Richard D. Marvel of Adams and Herbert J. Duis of Dawson.

WHEREAS, a study of public school problems made during the interim between the 1951 and 1953 Sessions of the Nebraska State Legislature by a Legislative Council committee, indicated the need for higher teacher qualifications, more equal educational opportunities, and a more equitable distribution of school costs, and

WHEREAS, these studies indicated that these needs could be realized through school district reorganization, and

WHEREAS, school district reorganization is not progressing satisfactorily.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

That the executive committee of the Legislative Council appoint a committee to make a comprehensive and detailed study of the reorganization of school districts and report to the next regular session of the Legislature. The report to provide:

1. A study of the problem of school district reorganization as it is in Nebraska today, with special emphasis being placed on obtaining orderly redistricting and consideration being given of those peculiar redistricting problems that arise in some sections of the state because of road conditions and distances involved.

2. A study of the county unit school system and of the growing problem of school contracting in connection with trying to solve the reorganization of school districts.

3. Recommendation to further the reorganization of school districts and the improvement of conditions therewith.

Visitors

Mr. Coffey introduced Messrs. George Pearson and Richard Trail, McCook, Nebraska, and Arlan Rathe, Culbertson, Nebraska, members of the Future Farmers of America.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk of the Legislature send a letter of sincere thanks from the Legislature to the Board of Ak-Sar-Ben of Omaha for the fine dinner and excellent show provided for us last night. (Signed) J. E. Beaver

The motion prevailed.

MOTION—Introduce Bill

Mr. President: A majority of the Committee on Revenue voted to introduce a new bill dealing with assessment of property, and I move that the committee be permitted to introduce this bill. (Signed) Earl J. Lee, Vice Chairman

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 577. By Committee on Revenue, Earl J. Lee of Dodge, Vice Chairman.

A bill for an act to amend sections 12-402, 15-805, 16-675, 16-678, 16-697, 17-545, 17-938, 17-951, 17-957, 18-1005, 18-1203, 18-1204, 18-1205, 19-1302, 19-1402, 23-276, 23-344, 23-501, 23-801, and 23-804, Revised Statutes of Nebraska, 1943, sections 31-513, 31-540, 31-711, 39-211.01, 39-235, 39-236, 39-242, 39-243, 39-801, 39-847, 39-1002, 46-139, 46-1,127, 51-201, 51-316, 71-1611, 71-1629, 71-1629.01, 71-1629.02, 72-1005, 77-516, 77-1601, 77-1603, 77-1604, 77-1605.01, 77-1605.02, 77-1627, 79-422, 79-471, 79-472, 79-477, 79-1614, and 86-402, Reissue Revised Statutes of Nebraska, 1943, sections 10-409, 14-514, 14-1026, 14-1317, 16-203, 16-688, 16-694, 16-702, 16-703, 17-506, 17-508.02, 17-529.01, 17-702, 17-703, 17-704, 17-718, 17-925.01, 17-955, 17-964, 18-501, 18-1201, 18-1503, 18-1505, 19-2102, 23-120, 23-125, 23-320.05, 23-320.07, 23-343.11, 23-360, 23-918, 79-432, 79-506.03, 79-1007.01, 79-1007.02, 79-1052, and 80-102, Revised Statutes Supplement, 1951, section 35-509, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 168, Sixty-fifth Session, Nebraska State Legislature, 1953, section 77-1605, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953, section 12-905, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 233, Sixty-fifth Session,

Nebraska State Legislature, 1953, section 23-259, Revised Statutes Supplement, 1951, as amended by section 3, Legislative Bill 2, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 77-904, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 158, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to revenue and taxation; to change the basis of assessment of property upon which maximum levies may be fixed; to repeal the original sections; and to declare an emergency.

MOTION—Suspend Rules, Refer Bill

Mr. President: I move that the rules be suspended and we refer L. B. 577 to Standing Committee. (Signed) Earl J. Lee

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

Visitors

Mr. Bridenbaugh introduced three members of the Future Farmers of America from Wakefield, Nebraska.

Mr. Bridenbaugh introduced Mrs. Sullivan, Teacher, four sponsors, and eleven students from Concord High School, Concord, Nebraska.

Mr. McNutt introduced Mrs. Compton, Teacher, and twenty-two students from College View High School, Lincoln, Nebraska.

MOTION—Introduce Bill

Mr. President: A majority of the Committee on Judiciary voted to introduce a new bill dealing with decedents' estates and I move that the committee be permitted to introduce the bill. (Signed) Robert D. McNutt, Chairman

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 578. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 30-101 and 77-2108, Re-issue Revised Statutes of Nebraska, 1943, relating to decedents'

estates; to provide that the interest of any surviving spouse shall be determined prior to the payment of any federal or state estate taxes, and such interest shall not be subject to or diminished by any debt or charge against such estate by reason of such federal or state estate tax; and to repeal the original sections.

Resolutions and Bills Referred to Standing Committee

L. R. Committee
20.....Public Works

L. B.
577.....Revenue

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 6. Laid over.
LEGISLATIVE BILL 346. Laid over.
LEGISLATIVE BILL 399. Laid over.
LEGISLATIVE BILL 48. With emergency.

A bill for an act relating to state administrative departments; to provide for a minimum number of hours of labor by heads of departments of the state and their deputies, assistants, and employees during a week, except as prescribed; to provide that regular work by such persons shall not be performed on Saturday afternoons, Sundays, and certain holidays, except as prescribed; to permit the staggering of the hours and days of work by employees as prescribed; to repeal section 81-115, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 24:

Aufenkamp	Duis	McHenry	Pizer
Beaver	Hill	McNutt	Shultz
Bixler	Klaver	Martin	Syas
Bridenbaugh	Kotouc	Marvel	Tvrdik
Britt	Larkin	Moulton	Williams
Burney	Liebers	Person	Wilson

Voting in the negative, 11:

Brower	Cole	Fenske	Nelson
Brown	Cramer	Hubka	Peterson
Carmody	Dooley	Lee	

Not voting, 8:

Adams	Carpenter	Coffey	Lillibridge
Anderson	Carson	Diers	Vogel

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Whereupon the President stated: "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 25:

Aufenkamp	Hill	McHenry	Pizer
Beaver	Klaver	McNutt	Shultz
Bixler	Kotouc	Martin	Syas
Bridenbaugh	Larkin	Marvel	Tvrdik
Britt	Liebers	Moulton	Williams
Burney	Lillibridge	Person	Wilson
Duis			

Voting in the negative, 12:

Brower	Carson	Dooley	Lee
Brown	Cole	Fenske	Nelson
Carmody	Cramer	Hubka	Peterson

Not voting, 6:

Adams	Carpenter	Diers	Vogel
Anderson	Coffey		

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 249. With emergency.

A bill for an act to amend section 29-1805, Revised Statutes Supplement, 1951, relating to criminal procedure; to increase the

number of assistant public defenders to be appointed in a county having a population of more than two hundred thousand inhabitants; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Aufenkamp	Coffey	Kotouc	Moulton
Beaver	Cramer	Larkin	Nelson
Bixler	Diers	Lee	Person
Bridenbaugh	Dooley	Liebers	Peterson
Britt	Duis	Lillibridge	Pizer
Brower	Fenske	McHenry	Shultz
Brown	Hill	McNutt	Tvrdik
Carmody	Hubka	Martin	Williams
Carson	Klaver	Marvel	

Voting in the negative, 3:

Burney	Cole	Wilson
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Not voting, 5:

Adams	Carpenter	Syas	Vogel
Anderson			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 293.

A bill for an act to amend section 23-1112, Revised Statutes Supplement, 1951, relating to county officers; to increase the amount of mileage to be allowed the county superintendent or his deputy for travel on business of the county; to provide how the same shall be presented and allowed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Aufenkamp	Cole	Kotouc	Moulton
Bixler	Cramer	Larkin	Nelson
Bridenbaugh	Diers	Lee	Person
Britt	Dooley	Liebers	Peterson
Brower	Duis	Lillibridge	Pizer
Brown	Fenske	McHenry	Shultz
Burney	Hill	McNutt	Syas
Carmody	Hubka	Martin	Tvrdik
Carson	Klaver	Marvel	Wilson
Coffey			

Voting in the negative, 0.

Not voting, 6:

Adams	Beaver	Vogel	Williams
Anderson	Carpenter		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 430.

A bill for an act to amend sections 71-1631 and 71-1634, Re-issue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to change the dates of the annual and quarterly meetings of the board of health of a county, district, or city-county health department; to eliminate a reference to an incorporated town; to change the manner of executing vouchers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Aufenkamp	Brown	Cramer	Hubka
Beaver	Burney	Diers	Klaver
Bixler	Carmody	Dooley	Kotouc
Bridenbaugh	Carson	Duis	Larkin
Britt	Coffey	Fenske	Lee
Brower	Cole	Hill	Liebers

Lillibridge	Marvel	Peterson	Tvrdik
McHenry	Moulton	Pizer	Williams
McNutt	Nelson	Shultz	Wilson
Martin	Person	Syas	

Voting in the negative, 0.

Not voting, 4:

Adams	Anderson	Carpenter	Vogel
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 448. With emergency.

A bill for an act to amend section 77-1911, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide a limitation upon issuing an order of sale in tax foreclosure proceedings; to provide that, after the expiration of the prescribed time, the decree in such proceedings shall be deemed satisfied and no further action shall lie to enforce the lien of any taxes or special assessments included in such decree; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Aufenkamp	Cole	Kotouc	Moulton
Beaver	Cramer	Larkin	Nelson
Bixler	Diers	Lee	Pizer
Bridenbaugh	Dooley	Liebers	Shultz
Britt	Duis	Lillibridge	Syas
Brown	Fenske	McHenry	Tvrdik
Burney	Hill	McNutt	Williams
Carmody	Hubka	Martin	Wilson
Coffey	Klaver	Marvel	

Voting in the negative, 4:

Brower	Carson	Person	Peterson
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Not voting, 4:

Adams	Anderson	Carpenter	Vogel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 523. With emergency.

A bill for an act to amend section 44-107.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that domestic insurance companies shall reimburse the Department of Insurance for the expenses of examination; to prescribe the maximum expense for the salary of each examiner; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Aufenkamp	Cole	Larkin	Nelson
Beaver	Cramer	Lee	Person
Bixler	Diers	Liebers	Peterson
Bridenbaugh	Dooley	Lillibridge	Pizer
Britt	Duis	McHenry	Shultz
Brower	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Coffey	Kotouc		

Voting in the negative, 1:

Carson

Not voting, 4:

Adams	Anderson	Carpenter	Vogel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Lee introduced seven members of the Future Farmers of America from Blair, Nebraska.

SUSPEND RULES—Place L. B. 116 on General File

Mr. President: I move that the rules be suspended and L. B. 116 be placed on General File, where the following amendments will be offered:

1. Amend page 2 of the bill, section 1, line 4 by inserting "*of any county having a population of not more than two hundred thousand inhabitants*" after the word "board".

2. Amend the title to conform.

(Signed) Tom Dooley

The motion prevailed with 32 ayes, 2 nays and 9 not voting.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on April 10, 1953, at 10:00 a.m.:

L. B. 384

L. B. 280

L. B. 527

(Signed) Joseph D. Martin, Chairman

SELECT FILE

LEGISLATIVE BILL 520. Mr. Duis asked unanimous consent that the following amendments be adopted:

1. Amend page 2 of the bill, section 1, line 23, by striking "one-fourth" and inserting "*one-fourth one half*".

2. Amend the title of the bill, line 6, by inserting after the word "tax" the following:

“; to increase the tax to be paid by mutual domestic companies and domestic assessment associations”.

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 217. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Mr. Syas asked unanimous consent that the following amendment be adopted:

Add the emergency clause and amend the title to conform.

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 499. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 537. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 485. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 394. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 99. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 263. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 573 on Select File

Mr. President: I move that the rules be suspended and that L. B. 573 be considered on Select File. (Signed) Earl J. Lee

The motion prevailed with 32 ayes, 1 nay and 10 not voting.

LEGISLATIVE BILL 573. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Bridenbaugh introduced Mr. O'Connor, Superintendent, Mr. Carl, Teacher, and seven students from Rosalie High School, Rosalie, Nebraska.

Unanimous Consent—Consider Bills on General File

Mr. Tvrdik asked unanimous consent to consider bills on General File in the following order unless objection developed, in which case the bills would be considered in their order on General File: L. B. 318, 320, 528, 496, 550, 551, 553, 463, 339, 337, 453, 469, 479, 441, 439, 196, and 363. Consent was granted and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 318. Read and considered.

Bracketed.

LEGISLATIVE BILL 320. Bracketed.

Visitors

Mr. Beaver introduced Mr. Bonneau, Superintendent, and twenty-three students from Decatur High School, Decatur, Nebraska; also four sponsors.

Mr. Coffey introduced Mr. John Schade, Agricultural Director, and fourteen members of the Future Farmers of America from Furnas County, Nebraska.

Member Excused

Mr. Kotouc was excused until Monday morning, April 13, 1953.

LEGISLATIVE BILL 528.

Advanced to E and R for review.

LEGISLATIVE BILL 496. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 550. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 551. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 553. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 463. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 339. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 337. Read and considered.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 470

Mr. Tvrdik asked unanimous consent to consider L. B. 470 on General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 470. Read and considered.

Advanced to E and R for review.

Visitors

Mr. Martin introduced Mrs. Dawson J. Park and her son, Robert, from Central City, Nebraska.

Mr. McHenry introduced Mr. E. H. Davis, Superintendent, and three sponsors and seven students from Campbell High School, Campbell, Nebraska.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 267. Correctly engrossed.

LEGISLATIVE BILL 396. Correctly engrossed.

LEGISLATIVE BILL 18. Placed on Select File as amended.

E and R amendments to L. B. 18:

1. In standing committee amendment 2, line 2 of newly inserted matter strike "*provided however*" and in lieu thereof insert "*Provided,*"; insert a comma in line 7 (6 of mimeographed) after "*may*" and in line 7 after "*thereafter*"; in line 12 (11 of mimeographed) after "*Such*" insert "*a*"; and in line 6 strike the comma after "*state*".

2. In the bill title, strike commencing with the word "increase" in line 4 to and including "taxation" in line 8, and in lieu thereof insert "permit the issuance of certificates, at ports of entry or other designated points, as to the amount of fuel in the supply tank of a vehicle departing from this state and permitting the reentry of such vehicle with the same amount of fuel without being taxed for the same as prescribed; to provide for taxing the excess of such fuel as prescribed; to provide when such certificates shall expire and that they are not transferable either as to persons or vehicles".

LEGISLATIVE BILL 498. Placed on Select File as amended.

E and R amendment to L. B. 498:

1. In the bill title, line 3 after "relating" insert "to"; and in line 8 after the semicolon insert "to provide that the levies referred to in said section are based upon assessed valuation;".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:50 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned until 10:00 a.m., Monday, April 13, 1953.

Hugo F. Srb

Clerk of the Legislature

SIXTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, April 13, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Anderson, Carpenter, Cramer and Wilson, who were excused.

The Journal for the Sixty-seventh Day was approved as corrected.

Communications

Card from the family of Nelle Dooley thanking members of the Legislature for their expression of sympathy.

Letter from Anton Benda of Omaha, Nebraska, relative to L. B. 531. Referred to Committee on Government.

Members Excused

Messrs. Duis, Marvel and Coffey were excused from 11:30 a.m., for the remainder of the day.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 394. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Bills Referred to Standing Committee

L. B. Committee

578.....Judiciary

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 6. Laid over.**LEGISLATIVE BILL 346.** Laid over.**LEGISLATIVE BILL 399.** Laid over.**LEGISLATIVE BILL 78.**

A bill for an act to amend sections 39-7,116, 60-105, 60-106, 60-108, 60-305.02, 60-308, 60-332, 60-333, 60-556, 60-601, 60-115, and 60-117, Reissue Revised Statutes of Nebraska, 1943, and sections 23-357 and 83-123, Revised Statutes Supplement, 1951, relating to motor vehicles; to provide for destruction of motor vehicle registration receipts and filing cards pertaining to same over three years old; to provide for signal lamps or mechanical signal devices on certain motor vehicles as prescribed; to provide for assigning a motor number to a motor when a motor exchange is made; to provide for issuing a certificate of title where none has been previously issued for such motor vehicle in this state; to provide for identification numbers in indices filed in the office of the Department of Roads and Irrigation; to provide conditions for reciprocity of nonresident owners of trucks and buses; to provide for record of motor vehicles alphabetically by name in office of Department of Roads and Irrigation; to provide a registration fee for cabin trailers; to provide for an annual registration fee for corn shellers, well-drilling outfits, self-propelled cranes, and similar vehicles as prescribed; to provide for authorized representative of the Department of Roads and Irrigation to secure possession of suspended license or registration; to redefine terms for the purposes of this act; to provide when a motor vehicle dealer's license may be suspended or revoked by the administrator; to provide that the information required of dealers in selling motor vehicles be contained in one instrument, and that all such instruments be kept on file by the dealer; to provide for the purchase of materials, the manufacture of, and the delivery of license plates by the State Reformatory; to provide the duties of the motor vehicle division relative thereto; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 30:

Aufenkamp	Carmody	Hubka	Martin
Beaver	Carson	Klaver	Marvel
Bixler	Coffey	Larkin	Moulton
Bridenbaugh	Cole	Lee	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Dooley	McHenry	Tvrdik
Brown	Duis	McNutt	Vogel
Burney	Fenske		

Voting in the negative, 9:

Adams	Liebers	Person	Pizer
Hill	Nelson	Peterson	Williams
Kotouc			

Not voting, 4:

Anderson	Carpenter	Cramer	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 192.

A bill for an act to authorize the Revisor of Statutes to reissue Volume 1 of the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to provide an appropriation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Britt	Carson	Duis
Aufenkamp	Brower	Coffey	Fenske
Beaver	Brown	Cole	Hubka
Bixler	Burney	Diers	Klaver
Bridenbaugh	Carmody	Dooley	Kotouc

Larkin	McNutt	Nelson	Syas
Lee	Martin	Peterson	Tvrdik
Liebers	Marvel	Pizer	Vogel
Lillibridge	Moulton	Shultz	Williams
McHenry			

Voting in the negative, 2:

Hill	Person
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Not voting, 4:

Anderson	Carpenter	Cramer	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 291.

A bill for an act relating to state institutions subject to the jurisdiction of the Board of Control; to prescribe a statute of limitations for asserting a claim to money or personal property in the hands of the Board of Control upon the death or discharge of any inmate or patient of an institution subject to the jurisdiction of such board; to provide for disposition of such money or property upon failure to file a claim within the time so limited; and to permit the Board of Control to voluntarily remit or deliver money or personal property to an inmate or patient as prescribed or to his heirs, legatees, or other persons lawfully entitled thereto.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Coffey	Larkin	Nelson
Beaver	Cole	Lee	Person
Bixler	Diers	Liebers	Peterson
Bridenbaugh	Dooley	Lillibridge	Pizer
Britt	Duis	McHenry	Shultz
Brower	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Burney	Hubka	Marvel	Vogel
Carmody	Klaver	Moulton	Williams
Carson	Kotouc		

Voting in the negative, 0.

Not voting, 5:

Anderson	Carpenter	Cramer	Wilson
Aufenkamp			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 330.

A bill for an act to amend section 24-339, Revised Statutes Supplement, 1951, relating to courts; to increase the salary of court reporters; to provide when the same shall become operative; and to repeal the original section, and also section 24-339.02, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is. 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Coffey	Larkin	Moulton
Aufenkamp	Diers	Lee	Nelson
Beaver	Dooley	Liebers	Pizer
Bixler	Duis	Lillibridge	Shultz
Bridenbaugh	Fenske	McHenry	Syas
Britt	Hubka	McNutt	Tvrdik
Brown	Klaver	Martin	Vogel
Burney	Kotouc	Marvel	

Voting in the negative, 8:

Brower	Carson	Hill	Peterson
Carmody	Cole	Person	Williams

Not voting, 4:

Anderson	Carpenter	Cramer	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 388.

A bill for an act relating to insurance; to provide an additional method of financing for domestic mutual insurance companies and assessment associations; to authorize issuance of guaranty capital certificates; to prescribe the procedure therefor; and to prescribe the legal effects of such certificates and the rights of the holders thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Coffey	Kotouc	Moulton
Aufenkamp	Cole	Larkin	Nelson
Beaver	Diers	Lee	Person
Bixler	Dooley	Liebers	Pizer
Bridenbaugh	Duis	Lillibridge	Shultz
Britt	Fenske	McHenry	Syas
Brower	Hill	McNutt	Tvrdik
Brown	Hubka	Martin	Vogel
Burney	Klaver	Marvel	Williams
Carmody			

Voting in the negative, 2:

Carson	Peterson
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Not voting, 4:

Anderson	Carpenter	Cramer	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 548.

A bill for an act to amend section 75-223, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carson	Kotouc	Moulton
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver		

Voting in the negative, 1:

Nelson

Not voting, 4:

Anderson	Carpenter	Cramer	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 18. E and R amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 498. E and R amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for engrossment.

Approved by the Governor

April 13, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 11, 1953, he approved L. B. 280 and on

April 13, 1953, he approved L. B. 126, L. B. 255, L. B. 323, L. B. 335, L. B. 384, and L. B. 390.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. 571 Monday, April 20, 1953

2:00 p.m.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 415. Indefinitely postponed.

LEGISLATIVE BILL 435. Indefinitely postponed.

LEGISLATIVE BILL 301. Placed on General File as amended.

Standing Committee amendments to L. B. 301:

1. Amend page 2, section 1, lines 4 and 5, by striking the new material and re-inserting the stricken matter.

2. Add the emergency clause and revise the title accordingly.

(Signed) Karl E. Vogel, Chairman

Enrollment and Review

LEGISLATIVE BILL 48. Correctly enrolled.

LEGISLATIVE BILL 237. Correctly enrolled.

LEGISLATIVE BILL 249. Correctly enrolled.

LEGISLATIVE BILL 430. Correctly enrolled.

LEGISLATIVE BILL 448. Correctly enrolled.

LEGISLATIVE BILL 523. Correctly enrolled.

LEGISLATIVE BILL 263. Correctly engrossed.

LEGISLATIVE BILL 299. Correctly engrossed.

LEGISLATIVE BILL 314. Correctly engrossed.

LEGISLATIVE BILL 397. Correctly engrossed.

LEGISLATIVE BILL 407. Correctly engrossed.

LEGISLATIVE BILL 556. Correctly engrossed.

LEGISLATIVE BILL 573. Correctly engrossed.

LEGISLATIVE BILL 464. Placed on Select File.

LEGISLATIVE BILL 541. Placed on Select File as amended.

E and R amendments to L. B. 541:

1. In the bill, section 1, page 2, line 3 after "upon" insert "the assessed value of".

2. In the bill title before the semicolon in line 3 insert "as prescribed"; in the same line after "mill" insert "upon the assessed valuation of all the taxable property in this state, except intangible property,"; in lines 4 and 5 strike "how it shall be disbursed" and in lieu thereof insert "that the proceeds of such tax levy shall be placed in the Service Annuity Fund of this state".

LEGISLATIVE BILL 486. Placed on Select File as amended.

E and R amendments to L. B. 486:

1. In section 2, line 9, after "of" insert "a"; and in same line, after "office" insert "of such director";

2. In section 3, line 3, after "shall" insert "(a)"; line 4, strike "shall" and in lieu thereof insert "(b)"; line 6, strike "shall be not" and in lieu thereof insert "(c) not be".

3. In section 5, line 3, insert a comma after "legal".

4. In section 6, line 2, strike ", and copies" and in lieu thereof insert ". Copies"; insert a comma after "department" in line 3, and after "thereof" in line 4.

5. In section 7, insert a comma after "shall" in line 4, and after "act" in line 5.

6. In section 8, insert a comma after "shall" in line 3, and after "act" in line 4.

7. In section 9, line 3, after "files" insert a comma; and in line 7, strike "and".

8. In the bill title, line 15, after "files" insert a comma.

LEGISLATIVE BILL 206. Placed on Select File as amended.

E and R amendments to L. B. 206:

1. In standing committee amendment 1, line 4 of newly inserted matter, insert a comma after "fraternal".
2. In standing committee amendment 2, line 4, insert a comma after "voters".

LEGISLATIVE BILL 375. Placed on Select File as amended.

E and R amendments to L. B. 375:

1. In section 3, line 5, after "which" insert "(a)"; line 6, strike "and" and in lieu thereof insert ", (b)"; lines 6 and 7 strike "or without the municipality, or partially within" and in lieu thereof insert ", without, partially within,"; line 8, strike "but which" and in lieu thereof insert "and (c)"; line 15, after "bonds" insert a comma; line 16, after "by" insert "construction, purchase, or"; line 17, strike "or either"; line 18, strike ", all as hereinafter provided" and in lieu thereof insert "as provided in this act"; at the ends of lines 20 in section 3 and 1 in section 4, insert "the"; and in line 20, section 3 after "project" insert ", referred to in this section,".

2. In section 4, line 1, after the second period insert "(1)"; line 3, strike "the" and in lieu thereof insert ". The"; in same line strike "which" and in lieu thereof insert "such bonds"; strike all of line 5 commencing with "to" and through the period in line 6 and in lieu thereof insert "to be financed by the bonds so issued under the provisions of this act."; line 8, insert a comma after "municipality"; line 10, strike "never" and in lieu thereof insert "neither"; line 12, strike ", and such fact" and in lieu thereof insert ". Such limitation"; line 13, strike "in" and in lieu thereof insert "upon"; in the same line strike "such bond. Such bonds may be" and in lieu thereof insert "of such bonds. (2) The bonds referred to in subsection (1) of this section, may (a) be"; strike "may" at the beginning of line 15 and in lieu thereof insert "(b)" and also in the same line, strike the second word "may" and in lieu thereof insert "(c)"; line 16, strike "may" and in lieu thereof insert "(d)"; line 17, strike "may" and in lieu thereof insert "(e)"; line 19, strike "may" and in lieu thereof insert "(f)"; line 20, strike "may" and in lieu thereof insert "(g)"; in the same line after "rates" insert ", (h)"; line 21, strike the first "and" and in lieu thereof insert ", (i)"; line 22, strike

"may" and in lieu thereof insert "(j)"; in the same line, strike ", all"; line 25, strike "The bonds issued hereunder" and in lieu thereof insert "(3) The bonds, issued under the provisions of this act,"; line 30, after the period insert "They shall be subject to the provisions of section 10-126, Revised Statutes Supplement, 1951, and contain the condition required by that section. (4)"; line 32, strike "from time to time" and in lieu thereof insert "at such time or times"; line 34, strike ", and the" and in lieu thereof insert ". The"; and in line 37, after the period insert "(5)".

3. In section 5, line 1, after the second period insert "(1)"; line 2, after "act" insert ", (a)"; line 4, after the comma, insert "(b)"; line 6, after "and" insert "(c)"; line 7, after the period, insert "(2)"; in the same line strike "under which such" and in lieu thereof insert ", under which the"; line 8, strike "or any such mortgage" and in lieu thereof insert "under the provisions of this act, and any mortgage given to secure the same"; line 11, after the comma insert "(a)"; line 13, after the comma, insert "(b)"; line 14, after the comma, insert "(c)"; line 15, after the comma, insert "(d)"; line 16, after first "and" insert "(e)"; in lines 17 and 28, after "in" insert "the"; in lines 17, 28, and 36, before "default" insert "a"; line 26, after the period, insert "(3)"; in the same line, strike "hereunder" and in lieu thereof insert "under the provisions of this act"; line 35, strike "Any such mortgage may provide also" and in lieu thereof insert "(4) Any mortgage, made under the provisions of this act, to secure bonds issued thereunder, may also provide"; line 36, strike "such payment", and in lieu thereof insert "the payment thereof"; lines 38 and 39, strike "either by sale at public outcry or by" and in lieu thereof insert "and sold under"; and in the same line strike ", and may" and in lieu thereof insert "or in any other manner now or hereafter permitted by law. Such mortgage may also".

4. In section 6, line 1, after the second period insert "(1)"; line 14, before "The" insert "(2)"; in the same line after "body" insert a comma; line 15, strike "in the preceding sentence" and in lieu thereof insert "by subsection (1) of this section,"; line 17, strike "; and prior to the issuance of such bonds," and in lieu thereof insert ". Prior to the issuance of the bonds authorized by this act,"; line 22, strike "(1)" and insert "(a)"; line 24, strike "(2)" and in lieu thereof insert "(b)"; in line 26, strike "(3)" and in lieu thereof insert "(c)".

5. In section 7, line 1, strike "hereunder" and in lieu thereof insert "under the provisions of this act"; line 15, strike "so to be"

and in lieu thereof insert "to be so"; line 18, after "payable" insert "by maturity date, option to redeem, or otherwise"; and line 20, before the period, insert "by option or otherwise".

6. In section 9, line 5, after "for" insert "the".

7. In section 12, line 1, strike "default of" and in lieu thereof insert "a default in the".

8. In section 13, insert a comma after "bettering" in line 2, after "buildings" in line 3, and after "act" in line 4; and strike the comma in line 5 and all of line 6 to the word "in" and in lieu thereof insert "and to the county, city, village, school district, and any other political subdivisions, authorized to levy taxes,".

9. In the bill title, line 5, before the semicolon, insert "for the prescribed use or purposes"; line 7, before the semicolon, insert "as prescribed"; line 9, strike "and" and in lieu thereof insert "to define terms; to provide a construction clause; to provide the effect of and certain procedure in the event of a default in the payment of such revenue bonds or otherwise as prescribed; to provide for the leasing of such projects, enterprises, or buildings;" in the same line, after "payment" insert "of certain sums in lieu"; strike all of line 10 commencing with the first comma and through "district" in line 11 and in lieu thereof insert "and to the county, city, village, school district, and any other political subdivisions, authorized to levy taxes,"; and in line 12, before the period, insert "as prescribed; and to declare an emergency".

LEGISLATIVE BILL 319. Placed on Select File as amended.

E and R amendments to L. B. 319:

1. In the bill, section 1, page 2, line 14 strike "stockholder" and in lieu thereof insert "member"; and in line 24 strike "the" and in lieu thereof insert "a".

2. In the bill title, line 5 strike "stockholders" and in lieu thereof insert "members"; and in line 9 after the first semicolon insert "and".

LEGISLATIVE BILL 515. Placed on Select File as amended.

E and R amendments to L. B. 515:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; insert a comma in line 4 after "Cemetery", line 10 after

"hold", line 21 after "ordered", line 22 after "pay" and "cemetery" and at the end of line 33; in line 14 strike "The trustees" and in lieu thereof insert "(2) The trustees of Wyuka Cemetery"; in line 24 strike "The trustees" and in lieu thereof insert "(3) The trustees of Wyuka Cemetery"; after the period in line 32 insert "(4)"; in line 33 strike "shall annually" and in lieu thereof insert "of Wyuka Cemetery shall annually"; before the comma in line 34 insert "of each year"; and in line 35 after "all" insert "the".

2. In the bill title strike all of line 7 commencing with the semicolon and in lieu thereof insert "as prescribed; to repeal the original section; and to declare an emergency."

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 48

L. B. 249

L. B. 448

L. B. 237

L. B. 430

L. B. 523

Visitors

Mr. Beaver introduced Reverend and Mrs. C. H. Linde of Oakland, Nebraska, and Mr. and Mrs. Carl Linde of Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 453. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 469. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Mr. Diers Presiding

Mr. McNutt moved that section 11 be stricken from L. B. 469 and the title be amended accordingly.

The motion prevailed.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 480

Mr. McNutt asked unanimous consent to consider L. B. 480 at this time. Consent was granted and it was so ordered.

LEGISLATIVE BILL 480. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 479. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Laid over.

NOTICE OF COMMITTEE HEARINGS**Labor and Public Welfare**

L. B. 270	Monday, April 27, 1953	2:00 p.m.
L. B. 488	Monday, April 27, 1953	2:00 p.m.
L. B. 538	Monday, April 27, 1953	2:00 p.m.
L. B. 542	Monday, April 27, 1953	2:00 p.m.
L. B. 543	Monday, April 27, 1953	2:00 p.m.
L. B. 544	Monday, April 27, 1953	2:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 172. Placed on Select File as amended.

E and R amendment to L. B. 172:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in line 7 after the period insert "(2)"; also in line 7 after "of" insert "blind"; in line 23 after the period insert "(3)"; and in line 24 after "paid" insert "*as set forth in subsection (2) of this section*".

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 574. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Adjournment

At 11:50 a.m., on a motion by Mr. Kotouc, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SIXTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, April 14, 1953

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Anderson, who was excused.

The Journal for the Sixty-eighth Day was approved as corrected.

Announcement

Mr. Tvrdik announced that Monday Morning Quarterback Cards were being distributed to the Members of the Legislature through the courtesy of Coach Bill Glassford of the University of Nebraska, entitling the Members to attend practice sessions of the University of Nebraska football team.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. 577 Tuesday, April 21, 1953

2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 217. Correctly engrossed.
LEGISLATIVE BILL 567. Correctly engrossed.
LEGISLATIVE BILL 7. Correctly enrolled.

LEGISLATIVE BILL 192. Correctly enrolled.
LEGISLATIVE BILL 291. Correctly enrolled.
LEGISLATIVE BILL 293. Correctly enrolled.
LEGISLATIVE BILL 388. Correctly enrolled.
LEGISLATIVE BILL 548. Correctly enrolled.
LEGISLATIVE BILL 250. Correctly engrossed.
LEGISLATIVE BILL 317. Correctly engrossed.
LEGISLATIVE BILL 495. Correctly engrossed.
LEGISLATIVE BILL 565. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 7	L. B. 291	L. B. 388
L. B. 192	L. B. 293	L. B. 548

Resolutions

LEGISLATIVE RESOLUTION 22. Re: Presentation of Nebraska State Flag to Seward, Alaska High School.

Introduced by H. K. Diers of York.

WHEREAS, the Seward High School basketball team of Seward, Nebraska, will be journeying to Seward, Alaska, the latter part of May, where they will compete in a basketball game with the Seward, Alaska High School team, and

WHEREAS, the visit of the High School team from Seward, Nebraska, should prove to be both educational and interesting to these future citizens who are participating therein, and

WHEREAS, our emissaries from Seward, Nebraska, will be representing our great State, it would be most fitting and proper if a State flag might be presented to the High School in Seward, Alaska, as a memento of this unique and historic occasion.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Custodian of the Nebraska State Capitol be requested to furnish a Nebraska State flag bearing the Great Seal of the State of Nebraska for the event outlined above to make the occasion a more memorable one.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Custodian of the State Capitol, Lincoln, Nebraska, and to the Superintendents of the High Schools in Seward, Nebraska, and Seward, Alaska.

LEGISLATIVE RESOLUTION 21.

L. R. 21 was adopted with 41 ayes, 0 nays and 2 not voting.

Visitors

Mr. Williams introduced Mr. Marvin Shreve, Teacher, and fourteen students from Elm Creek High School, Elm Creek, Nebraska; also six sponsors.

Mr. Brown introduced Mr. Carl Lindgren, Bridgeport, Nebraska, and Mr. Earl G. Blanchard, Oshkosh, Nebraska.

Communications

Telegram from John G. Adams, Deputy General Counsel, Department of Defense, Washington, D. C., relative to L. B. 474. Referred to Chairman of the Committee on Public Works.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 14, 1953, at 9:00 a.m.:

L. B. 430
L. B. 249

L. B. 237
L. B. 448

L. B. 523
L. B. 48

(Signed) Joseph D. Martin, Chairman

MOTION—Introduce Bill

Mr. President: A majority of the members of the Committee on Miscellaneous Appropriations and Claims voted to introduce a new bill dealing with the payment of claims filed against the State of Nebraska. I move that the Committee be permitted to introduce this bill. (Signed) Ralph W. Hill, Chairman

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 579. By Committee on Miscellaneous Appropriations and Claims, by Ralph W. Hill of Thayer, Chairman.

A bill for an act to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts or the secretary of Sundry Claims Board, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

Explanation of Vote

Mr. President: Had I been present Monday, I would have voted "aye" on the following bills: L. B. 78, 192, 291, 330, 388 and 548. (Signed) Glenn Cramer

Visitors

Mr. Britt introduced Mrs. Schwarz, Teacher, and thirty-two students from Lincoln High School, Lincoln, Nebraska.

Suspend Rules—Place L. B. 578 on General File

Mr. President: I move that the rules be suspended and L. B. 578 be placed on General File. (Signed) Robert D. McNutt

The motion prevailed with 38 ayes, 0 nays and 5 not voting.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 561. Indefinitely postponed.

LEGISLATIVE BILL 424. Placed on General File as amended.

Standing Committee amendments to L. B. 424:

1. Amend page 2, Section 1, Line 20, by inserting after the word "authority" the following: *"Or the denominational designation in whole or in part of a denomination having a state wide cooperative agency as defined in subdivision (5) of Section 21-834"*.

2. Amend page 2, Section 1, Line 21, by inserting after the word "authority" the words *"or such cooperative state agency"*.

3. Amend page 2, Section 1, Line 22, by inserting after the word *"given"* the word *"written"*, and by inserting after the word *"hearing"* the words *"at least three weeks prior thereto"*.

4. Amend page 3, Section 2, Line 17 by inserting after the numeral (1) the punctuation and numeral *“, (2),”*.

5. Amend page 3, Section 2, Line 17 by striking the word *"and"* and inserting in lieu thereof the word *"or"*.

6. Amend page 3, Section 2, Line 18, by inserting after the word *"affiliated"* the word *"with"*.

7. Amend page 3, Section 2, Line 19, by inserting after the word *"authority"* the words *"or denominational state wide cooperative agency"*.

8. Amend page 3, Section 2, Line 20, by inserting after the word *"church"* the words *"or denominational state wide cooperative agency"*.

9. Amend page 3, Section 2, Line 22, by inserting after the word *"law"* the punctuation and words *“, constitution, articles of incorporation or by-laws"*.

10. Amend page 3, Section 2, Line 22, by inserting after the word *"authority"* the words *"or denominational state wide cooperative agency"*.

11. Amend page 3, Section 2, Line 24, by inserting after the word "authority" the words "*or denominational state wide cooperative agency*".

12. Amend page 3, Section 2, Line 25, by striking the words "*discontinues or*", and by inserting after the word "abandoned" the words and punctuation "*or ceases to exist or maintain its organization,*".

13. Amend page 3, Section 2, Line 26, by inserting after the word "authority" the words "*or denominational state wide cooperative agency*".

14. Amend page 3, Section 2, Line 27, by striking the word "shall" and inserting in lieu thereof the word "*may*".

15. Amend page 3, Section 2, Line 28, by inserting after the word "law" the punctuation and words "*, constitution, articles of incorporation or by-laws*".

16. Amend page 3, Section 2, Lines 29 and 30, by striking the words "*on or before three months after such abandonment*".

17. Amend page 3, Section 2, Line 33, by striking the words "*such abandonment or*".

18. Amend page 3 and 4, Section 2, Lines 34 and 35, by striking the words "*whichever shall be of the latest in point of time,*".

19. Amend page 4, Section 3, Line 6, by striking the word "and" and inserting in lieu thereof the word "*or*".

20. Amend page 4, Section 3, Line 10, by inserting after the word "changes" the words "*or has changed*".

21. Amend page 4 of the bill by adding a new section immediately following section 3, to be known as section 4, and to read as follows:

"Sec. 4. Whenever any religious association as defined in subdivisions (1) or (2) of Section 21-834 shall have been affiliated with a state wide cooperative agency as defined in subdivision (5) of said section and while so affiliated and with the assistance and cooperation of said state wide denominational cooperative agency has acquired property and caused title to the same to be vested in the name of said local association using in whole or in

part the denominational designation of the denomination of such state wide denominational cooperative agency and thereafter, after a substantial change in the membership said local religious association shall withdraw from and terminate its affiliation with the state wide denominational cooperative agency then said religious society so far as title to the property acquired during such cooperation is concerned shall be deemed to have ceased to exist or maintain its organization within the meaning of Section 21-843, and shall not be thereafter entitled to use in the name of such religious association the characteristic denominational designation or other words calculated to induce the belief that it is in any way belonging to or affiliated with the denomination maintaining such a state wide cooperative agency."

22. Renumber Section 4 as Section 5.

23. Amend page 4, Section 2, Line 37, by striking the *period* after the word "authority" and inserting in lieu thereof the words and punctuation "*or denominational state wide cooperative agency.*"

LEGISLATIVE BILL 404. Placed on General File.

LEGISLATIVE BILL 193. Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 89. Bracketed.

LEGISLATIVE BILL 6. With emergency.

A bill for an act to amend section 39-727, Reissue Revised Statutes of Nebraska, 1943; to increase or change the penalties for operating a motor vehicle while under the influence of alcoholic liquor or of any drug as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams
Aufenkamp

Beaver
Bixler

Bridenbaugh
Britt

Brower
Brown

Burney	Dooley	Liebers	Nelson
Carmody	Duis	Lillibridge	Person
Carpenter	Fenske	McHenry	Pizer
Carson	Hill	McNutt	Shultz
Coffey	Klaver	Martin	Syas
Cole	Kotouc	Marvel	Tvrdik
Cramer	Larkin	Moulton	Williams
Diers	Lee		

Voting in the negative, 2:

Peterson Wilson

Not voting, 3:

Anderson Hubka Vogel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: If I had been present, I would have voted "aye" on L. B. 6. (Signed) Ernest A. Hubka

LEGISLATIVE BILL 346.

A bill for an act to amend sections 35-508, 35-514, and 35-515, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies and firemen; to provide for the organization, establishment, equipment, maintenance, and supervision of volunteer fire departments or companies by rural fire protection districts; to provide when additional territory may be annexed to an existing rural fire protection district; to provide the minimum size of territory that may be withdrawn from a rural fire protection district; to provide the qualifications of the persons required to sign a petition for such annexation of territory to or withdrawal of territory from such a district; to provide certain procedure for such annexation or withdrawal; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Anderson McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 399.

Mr. Brown asked unanimous consent to return L. B. 399 to Select File for amendment. Consent was granted and it was so ordered.

LEGISLATIVE BILL 211. With emergency.

A bill for an act relating to public lands and buildings; to create a fund to be known as the University of Nebraska College of Medicine and University Hospital Building Fund; to provide how such fund shall be raised; to authorize a tax levy; to provide a limitation of the amount to be raised by such levy for such purpose; to provide for the disposition of any excess, over such limitation, raised by such levy; to provide the purposes for which such fund shall be disbursed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Beaver	Bridenbaugh	Brower
Aufenkamp	Bixler	Britt	Brown

Burney	Duis	Liebers	Peterson
Carmody	Fenske	Lillibridge	Pizer
Carpenter	Hill	McHenry	Shultz
Carson	Hubka	McNutt	Syas
Coffey	Klaver	Martin	Tvrdik
Cole	Kotouc	Marvel	Vogel
Cramer	Larkin	Moulton	Williams
Diers	Lee	Person	Wilson
Dooley			

Voting in the negative, 0.

Not voting, 2:

Anderson Nelson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 362.

A bill for an act to amend section 79-1515, Revised Statutes Supplement, 1951, relating to school retirement system; to change the requirements of the service record for any person who, while a school employee, entered into and served, or shall enter into and serve, in the armed forces of the United States, as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Cramer	Kotouc	Nelson
Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Anderson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 483.

A bill for an act relating to agriculture; to recognize the Nebraska Swine Producers Association under the prescribed conditions; to require the filing of an annual verified statement containing certain information and proof; to provide the duties and objects of the association; to provide certain powers of the executive committee; to provide for personnel; to prohibit the levy of a tax by such association; and to prohibit any money received from any appropriation made by the Legislature being used for the payment of organization expenses or any salaries.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Anderson Carson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 368. Laid over.

LEGISLATIVE BILL 524.

A bill for an act to amend section 81-503, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for the increase of the salary of the assistant fire marshal and the deputy fire marshals; to provide when a change in such salaries shall become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Adams	Carmody	Klaver	Marvel
Aufenkamp	Carpenter	Kotouc	Moulton
Beaver	Carson	Larkin	Person
Bixler	Coffey	Liebers	Pizer
Bridenbaugh	Cole	Lillibridge	Shultz
Britt	Cramer	McHenry	Syas
Brower	Diers	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske		

Voting in the negative, 7:

Dooley	Hubka	Peterson	Wilson
Hill	Nelson	Williams	

Not voting, 2:

Anderson	Lee
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Liebers introduced Willis Fleming, Teacher, and sixty students from the American History Class of Northeast High School, Lincoln, Nebraska.

Mr. Martin introduced Mrs. Alice Flowerday, Home Agent, and one hundred thirty members of Hall County Extension Clubs.

Unanimous Consent—Return L. B. 537 to Select File

Mr. Tvrdik asked unanimous consent to return L. B. 537 to Select File for a specific amendment. Consent was granted.

SELECT FILE**LEGISLATIVE BILL 537.**

Mr. Tvrdik offered the following amendments, which were adopted:

1. Amend the bill by adding a new section to be known as section 1, and to read as follows:

“Section 1. That section 39-764, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-764. The driver of any vehicle involved in an accident resulting in injuries or death to any person or property damage to an apparent extent of fifty *one hundred* dollars or more shall within twenty-four hours forward a report of such accident to the Department of Roads and Irrigation, except that when such accident occurs within an incorporated city or village such report shall be made within twenty-four hours to the police headquarters in such city or village. Every police department shall forward a copy of every such report so filed with it to the department. The department may require drivers involved in accidents, or police departments to file supplemental reports of accidents upon forms furnished by it whenever the original report is insufficient in the opinion of the department. Such reports shall be without prejudice; *Provided*, that all reports made by an officer of the Nebraska Safety Patrol, sheriffs or their deputies, police officers, and village marshals, or made to or filed with such officers in their respective offices or departments, or with, by, or to any other law enforcement agency of the state shall be open to public inspection, but accident reports filed with the Department of Roads and Irrigation shall not be open to public inspection. The fact that such reports have been so made shall be admissible in evidence solely to prove a compliance with this section, but no such report or any part thereof or statement contained therein shall be admissible in evidence for any other purpose in any trial, civil or criminal, arising out of such accidents.”

2. Renumber the renumbered sections 1 to 4 as sections 2 to 5, respectively.

3. Amend renumbered section 2, line 9 by inserting "*except when a report is made as provided in section 4 of this act*" after the word "department".

4. Amend the new section 4 by adding a new sentence at the end thereof to read as follows:

"Such report when filed with the department shall be in compliance with the requirements of 60-505."

5. Amend renumbered section 4, line 1 by inserting "39-764," after "sections".

6. Amend the title of the bill, line 2 by inserting "39-764," after "sections".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 206. Mr. Adams moved to indefinitely postpone.

Mr. Adams requested a machine vote.

The motion prevailed with 20 ayes, 15 nays and 8 not voting.

LEGISLATIVE BILL 375. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 319. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 172. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 368 to Select File

Mr. Burney asked unanimous consent to return L. B. 368 to Select File for the following amendment:

Amend Section 1, line 9, by reinserting the words "or less" which were stricken by the enrollment and review amendment on March 31, 1953.

Consent was granted and it was so ordered.

Mr. Burney asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for re-engrossment.

Visitors

Mr. Lee introduced Father O'Borney, Sister Loretta, Sister Mary Gerard—De Notre Dame, and thirty-eight students from the Saint Wenceslaus School, Dodge, Nebraska.

Mr. Tvrdik introduced Mrs. Beryl Hupp, Principal, Mrs. Edna Conannon, Teacher, and twenty-five students from the Lincoln School, Omaha, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 479. Laid over.

MOTION—Consider L. B. 574

Mr. President: I move that L. B. 574 be placed immediately after L. B. 4 on General File. (Signed) Charles F. Tvrdik

The motion prevailed with 28 ayes, 0 nays and 15 not voting.

Speaker Tvrdik Presiding

Invitation

Invitation from John B. Quinn, Manager of the Nebraska New Car Dealers Association, inviting the members of the Legislature and their wives to attend the annual convention of the Nebraska New Car Dealers Association at the Fontenelle Hotel in Omaha on Friday, May 15, 1953.

LEGISLATIVE BILL 4. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Mr. Carpenter offered the following amendments:

1. Amend page 4 of the bill, section 3, line 14, by striking line 14; in line 15 strike "business of the Department of Roads, but"; in line 16 strike "twelve hundred" and insert "six thousand"; in line 17 strike "sixty-five hundred" and insert words "seven thousand".

2. Amend page 7 of the bill, section 13, line 3, by inserting after the word and punctuation "members." the following: *"The members of the commission shall be paid their mileage, and their expenses while away from home attending the business of the commission."*

3. Amend page 8 of the bill, section 14, by striking lines 2 to 7, and in line 8 strike "(2)".

4. Amend page 8 of the bill, section 14, by striking line 16, and inserting *"by the State Engineer."*, and in line 19 by striking "the Business Manager and".

5. Amend page 8 of the bill, section 15, lines 10 and 11, by striking "The Business Manager shall attend all meetings of the commission."

6. Amend page 9 of the bill, section 16, line 2, by striking the words "Business Manager" and inserting *"State Engineer"*.

7. Amend page 10 of the bill by striking section 19, and re-numbering sections 20 to 28 as sections 19 to 27, respectively.

8. Amend page 10 of the bill, renumbered section 20, line 1, by striking "Business Manager and"; in line 2, by striking the word "each"; and on page 11, line 8, by striking "bonds" and inserting "bond".

9. Amend page 10, line 6, by striking "ten thousand" and inserting "eighty-five hundred".

10. Amend page 11 of the bill, renumbered section 22, line 1, by striking "Business Manager or", and line 7, by striking the words "Business Manager or".

11. Amend page 11 of the bill, renumbered section 22, line 1, by striking "State Highway Commission" and inserting *"State Engineer"*.

Pending.

Approved by the Governor

April 14, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 13, 1953, he approved L. B. 177, L. B. 423 and L. B. 527.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 327. Placed on Select File as amended.

E and R amendments to L. B. 327:

1. In newly inserted matter of Standing Committee Amendment 1, strike the first comma; and after the word "*amended*" insert "*by this act*".

2. In section 1, strike the comma after "*basis*" in line 16, and after "*system*" in line 20 and show as stricken; line 55, after "*absolute*" insert a comma; line 76, before "*date*" insert "*the*"; in the same line strike the quotation marks and show as stricken.

3. In section 2, line 3, after the period insert "(1)"; insert a comma after "*person*" in line 3, after "*system*" in lines 4 and 16, and after "*board*" in line 15; line 12, before "*Any*" insert "(2)"; and in the same line and in line 30, after first "*of*" insert "*the*".

4. In the bill title, line 9, strike "*define*" and in lieu thereof insert "*make the prescribed changes in*"; line 10, strike "*members*" and in lieu thereof insert "*a member of such system*"; and in line 11, after "*security*" insert "; to redefine terms".

LEGISLATIVE BILL 551. Placed on Select File as amended.

E and R amendment to L. B. 551:

1. In the bill, section 1, page 2, line 4 insert a comma after "goods"; and in line 8 after "check"; in line 11 after "shall" insert "*, upon conviction thereof,*"; in lines 11 and 12 strike "in any sum not exceeding" and in lieu thereof insert "*in any sum not more than exceeding*"; and in line 13 strike "exceeding" and in lieu thereof insert "*exceeding more than*"

LEGISLATIVE BILL 550. Placed on Select File as amended.

E and R amendment to L. B. 550:

1. In the bill, section 1, page 2, line 8 after "shall" insert "*, upon conviction thereof,*".

LEGISLATIVE BILL 440. Placed on Select File as amended.

E and R amendments to L. B. 440:

1. In the bill, section 1, page 2, line 3 before "Except" insert "(1)"; at the end of line 4 insert "only"; line 6 strike "only" and in lieu thereof insert "*only by him*"; at the beginning of line 7 insert "*of such county*"; in line 8 strike "and such" and in lieu thereof insert "*and such . Such*"; strike the period in line 10 and in lieu thereof insert "*at the rate and under the conditions set forth in subsection (2) of this section . (2)*"; in line 11 strike "such" and in lieu thereof insert "*such the*"; after "judge" in line 12 insert "*as set forth in subsection (1) of this section*"; and at the end of line 14 insert "*for not to exceed the time set forth in subsection (1) of this section,*"; in line 10 strike "the" and show as stricken.

2. In the bill title, line 4 strike "additional periods" and in lieu thereof insert "that"; and in line 5 strike "receive compensation" and in lieu thereof insert "also receive compensation from the county for services during the disqualification or absence from the county of the regular county judge of such county as prescribed".

LEGISLATIVE BILL 528. Placed on Select File as amended.

E and R amendment to L. B. 528:

1. In the bill, section 1, page 2, line 7 strike "*That the*" and in lieu thereof insert "*the The*"; in line 10 strike ", and" and in lieu thereof insert ", and ; "; line 12 strike "and" and in lieu thereof insert "; and"; line 13 insert a comma after "just"; lines 14 and 16 strike "and" before "that" and show as stricken matter; line 17 strike the second "*the*" and in lieu thereof insert "*this*"; in line 18 strike "and" and in lieu thereof insert "; and"; and at the end of line 18 insert a semicolon; in section 2, line 3, insert a comma after "person"; and in line 4 insert "*as*" after "*statement*".

LEGISLATIVE BILL 297. Placed on Select File as amended.

E and R amendments to L. B. 297:

1. In the bill, section 1, page 2, line 3 before "*Any*" insert "*(1)*"; in line 5 strike "*come*" and in lieu thereof insert "*come remain*"; in line 6 strike ", and such" and in lieu ", and such . *Such*"; at the beginning of line 13 insert "*(2)*"; in line 14 strike "board" and in lieu thereof insert "board Board of Educational Lands and Funds"; in line 24 strike "*come*" and in lieu thereof insert "*come remain*"; after the period in line 32 insert "*(3)*"; after "*municipality*" in line 33 insert "*in the hands of the Board of Educational Lands and Funds*"; in line 34 after "*purchased*" insert "*as provided by subsection (2) of this section*"; in line 36 strike "; *Provided, that should*" and in lieu thereof insert "; *Provided, that should . If*"; in line 39 strike "*then*" and show as stricken matter; line 42 strike ", whereupon the" and in lieu thereof insert ", whereupon the . *The*"; at the end of line 42 insert "*thereupon*"; and strike the comma in line 44 and show as stricken matter.

2. In section 2, page 3, insert a comma in line 7 after "*three*".

3. In the bill title, line 6 strike "*for*" and in lieu thereof insert "*certain procedure in case of such withdrawal; to permit the*"; and in line 7 before the semicolon insert "*under the prescribed circumstances; to permit the municipality to administer the system under certain conditions; to provide certain procedure and payments under such change of administration*".

LEGISLATIVE BILL 470. Placed on Select File.

LEGISLATIVE BILL 377. Replaced on Select File as amended.

E and R amendment to L. B. 377:

1. In E and R amendment 3, end of line 5 of original, strike "14" and insert in lieu thereof "15"; and in E and R amendment 6, end of line 5 of original amendment, strike "Nebraska" and in lieu thereof insert "State".

LEGISLATIVE BILL 522. Replaced on Select File as amended.

E and R amendment to L. B. 522:

1. In the bill, section 1, page 2, line 13 after the semicolon insert "and".

(Signed) Joseph D. Martin, Chairman

Explanation of Vote

Mr. President: Had I been present, I would have voted to indefinitely postpone L. B. 206. (Signed) Hal Bridenbaugh

LEGISLATIVE EXPENSES, March, 1953

Account E-2 Salaries of Members

Gross Amount	\$8,600.00	
Members Net Payments		\$7,984.50
W.H. Income Taxes		486.50
Deferred Payment, O.A.S.I. Taxes		129.00

\$ 8,600.00

Account E-3 Mileage of Members

Senator Brower	\$ 12.00	
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\$ 12.00

Account E-4 Officers' & Employees' Salaries	Time	Rate	Gross Wages
Ralph D. Nelson, Asst. Clerk	26 das.	@ \$ 16.00 Da.	\$416.00
George L. Santo, Sgt. at Arms	1 Mo.	@ 200.00 Mo.	200.00
A. C. Taylor, Asst. Sgt. at Arms	1 Mo.	@ 180.00 Mo.	180.00
Ruby B. Nelson, Postmistress	1 Mo.	@ 165.00 Mo.	165.00
E. C. Hansen, Chaplain	1 Mo.	@ 130.00 Mo.	130.00
Clarence M. Davis, Legal Adv.	1 Mo.	@ 750.00 Mo.	750.00
Eloise M. Galloway, Secy. Lt. Gov.	16 das.	@ 220.00 Mo.	135.52
LaVerne Obermeyer, Jrnl. Clerk	1 Mo.	@ 285.00 Mo.	285.00
Florence S. Graham, Asst. Jrnl. Clerk	1 Mo.	@ 240.00 Mo.	240.00
Jo Fisher, Engrossing Clerk	1 Mo.	@ 285.00 Mo.	285.00
Mary Dickinson, Asst. Engr. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Hollis S. Thurber, Bookkeeper	1 Mo.	@ 225.00 Mo.	225.00
Janet E. Waddill, Docket Clerk	1 Mo.	@ 220.00 Mo.	220.00

Account E-4 Officers' & Employees' Salaries (Cont.)	Time	Rate	Gross Wages
Katherine E. Gibson, Secy to Clerk	1 Mo.	@ \$210.00 Mo.	\$210.00
Paula S. Williams, Office Assistant	1 Mo.	@ 195.00 Mo.	195.00
Marguerite M. Price, Bdgt. Com. Clerk	1 Mo.	@ 315.00 Mo.	315.00
Marlea B. Gates, Supervisor	1 Mo.	@ 240.00 Mo.	240.00
Georgie E. Stephenson, Agri. Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Lucille E. Toman, Banking Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Glendora Hueser, Ed. Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Shirley E. Harris, Judiciary Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Shirley G. Blank, Misc. Claims Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Detta J. Harding, Pub. Hlth Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Eleanor S. Stratton, Rev. Com. Clerk	24 das.	@ 220.00 Mo.	203.28
Georgiana G. Gaines, Pub. Wks. Com. Clerk	1 Mo.	@ 220.00 Mo.	
	28 ½ hrs.	@ 1.15 O.T.	252.75
Marilyn A. McNeeley, Govt. Com. Clerk	1 Mo.	@ 220.00 Mo.	220.00
Louise Goodman, Labor Com. Clerk	14 das.	@ 220.00 Mo.	118.58
Dorothea Fuchs, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Tillie Fay Walker, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Norma J. Chleboun, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Doris M. Sveen, Stenographer - E. & R.	1 Mo.	@ 210.00 Mo.	210.00
Marie W. Stewart, Prf. Reader - E. & R.	1 Mo.	@ 200.00 Mo.	200.00
Olga A. Koch, Typist, Prf. Reader, E. & R.	13 das.	@ 200.00 Mo.	100.00
Miriam E. Wohlfarth, Stenographer	1 Mo.	@ 200.00 Mo.	200.00
Lorraine C. Anderson, Stencil Typist	½ Mo.	@ 200.00 Mo.	100.00
G. F. Martin, Chf. Bill Rm. Clerk	1 Mo.	@ 220.00 Mo.	220.00
F. R. Miller, Asst. Bill Rm. Clerk	1 Mo.	@ 175.00 Mo.	175.00
C. A. Mohrman, Asst. Bill Rm. Clerk	1 Mo.	@ 175.00 Mo.	175.00
Chas. D. Woods, Asst. Bill Rm. Clerk	1 Mo.	@ 175.00 Mo.	175.00

Account E-4 Officers' & Employees' Salaries (Cont.)	Time	Rate	Gross Wages
Chas. E. Keefer, Asst. Bill Rm. Clerk	1 Mo.	@ \$175.00 Mo.	\$175.00
Elmer E. Mommens, Asst. Bill Rm. Clerk	24 das.	@ 175.00 Mo.	161.52
John D. Curtis, Asst. Bill Rm. Clerk	1 Mo.	@ 175.00 Mo.	175.00
Lon C. Shawver, Asst. Bill Rm. Clerk	6 das.	@ 175.00 Mo.	40.38
Grace Frey, Page	1 Mo.	@ 150.00 Mo.	150.00
Winona Brady, Page	1 Mo.	@ 150.00 Mo.	150.00
Roberta Hoffman, Page	1 Mo.	@ 150.00 Mo.	150.00
Caroline Mommens, Page	24 das.	@ 150.00 Mo.	138.50
James A. Rivers, Page	1 Mo.	@ 150.00 Mo.	150.00
Ernest Fouts, Chief Custodian	1 Mo.	@ 185.00 Mo.	185.00
Chas. P. Glee, Asst. Custodian	24 das.	@ 170.00 Mo.	156.95
Vilimir Timitch, Asst. Custodian			
Feb.	6 das.	@ 170.00 Mo.	
March	6 das.	@ 170.00 Mo.	81.72
Carl Hoffman, Asst. Custodian	20 das.	@ 170.00 Mo.	130.80
Gertrude Tyler, Telephone Operator	1 Mo.	@ 165.00 Mo.	165.00
Elizabeth Reger, Proof Reader	102 hrs.	@ 1.25 Hr.	127.50
Edna Scott, Proof Reader	102 hrs.	@ 1.25 Hr.	127.50
Margaret A. Lindquist, Proof Reader	188 hrs.	@ 1.25 Hr.	235.00
Ethel Bryant, Proof Reader	188 hrs.	@ 1.25 Hr.	235.00

TOTAL GROSS WAGES	\$11,416.00
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Net Amt. Due Employees	\$ 9,917.26
W.H. Income Taxes	1,327.90
Deferred Pmt. O.A.S.I. Tax	170.84

\$11,416.00

Account E-5 Incidental Expense

March 2	Arthur Carmody, Inspection Travel Expense	\$ 21.40
March 2	K. W. Peterson, Inspection Travel Expense	126.85
March 2	William McHenry, Inspection Travel Expense	23.25
March 10	Nebraska Typewriter Co., 1 Electric Royal Typewriter ...	342.00
March 10	Lincoln Telephone Co., Telephone Account	28.45
March 10	Capital Printing Co., Stationery	22.28
March 10	Gene B. Taulberg, Transcriptions Aitken Report	57.70
March 12	Hardy Furniture Co., Window Fixtures & Labor	54.00
March 12	Nebr. Prison Industries, Chair Repair	1.25
March 12	Nebr. Typewriter Co., Rentals	72.00
March 12	Purchasing Department, Office Supplies	690.42
March 12	Railway Express Agency, Materials to Members	4.62
March 12	E. M. McMahon, Transcriptions Highway Hearing	20.00
March 17	Purchasing Dept., Postage Deposit	500.00
March 17	Shirley Harris, Card Holders	2.70
March 17	J. L. Roscoe, Printing Card for Voting	2.00
March 17	Lincoln Telephone Co., Telephones	126.30
March 17	Joe Christensen, 2500 Rosters	79.40
March 17	Joe Christensen, Daily Journals, 22 days	1,822.08
March 17	Schmoller & Mueller, Moving Piano	12.00
March 17	Otto Liebers, Inspection Travel Expense	15.10
March 20	Journal-Star Printing Co., Printing Bills	13,270.97
March 20	World Herald, 1 yr. Subscription	13.00
March 20	Latsch Bros., Repairs of Chairs	75.00
March 20	Kelso Chemical Co., Material for Custodian	11.20
March 20	The Hoover Co., Repairs on Sweeper	10.85

Account E-5 Incidental Expense

March 26 Capital Printing Co., 500 Index to Bills	\$124.60
March 26 Wilmer Ullstrom, Plastic Name Plates	19.00
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	\$17,548.42

\$17,548.42

Account 7 Salary of Lieutenant Governor

Charles J. Warner - Gross Wages	\$ 145.35
Net Amount Due	\$143.17
Deferred Pmt. O.A.S.I. Tax	2.18
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\$ 145.35

Account 8 Clerk's Salary - Other Wages - Maintenance Expense

Hugo F. Srb - Clerk of the Legislature	\$ 458.33
Net Amount Due	\$417.06
W.H. Taxes	34.40
Deferred Pmt. O.A.S.I. Tax	6.87
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\$ 458.33

GRAND TOTAL MARCH EXPENSE	\$38,180.10
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Adjournment

At 11:59 a.m., on a motion by Mr. Bridenbaugh, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature



SEVENTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, April 15, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Anderson, who was excused.

The Journal for the Sixty-ninth Day was approved.

Communications

Letter from William J. Loeffel, Chairman, Animal Husbandry Department, University of Nebraska College of Agriculture, Lincoln, Nebraska, transmitting programs for Feeders Day, to be held April 17, 1953, for the use of the members.

Letter from R. R. Mastin, Attorney, Seward, Nebraska, regarding taxation of municipal bonds. Referred to Committee on Revenue.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk of the Legislature send a letter of thanks to the Nebraska Farm Bureau Federation for the dinner given on April 7, 1953, at Cotner Terrace. (Signed) Robert D. McNutt

The motion prevailed.

MOTION—Accept Invitation

Mr. President: I move that the Legislature accept the in-

visitation of the New Car Dealers Association to be their guests on May 15, 1953. (Signed) John E. Beaver

The motion prevailed.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 436. Indefinitely postponed.

(Signed) Otto Kotouc, Sr., Chairman

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 15, 1953, at 9:00 a.m.:

L. B. 7	L. B. 291	L. B. 388
L. B. 192	L. B. 293	L. B. 548

(Signed) Joseph D. Martin, Chairman

Explanations of Vote

Mr. President: Had I been present I would have voted "aye" on the motion to indefinitely postpone L. B. 206. (Signed) Richard D. Marvel

Mr. President: Had I been present I would have voted "nay" on the motion to indefinitely postpone L. B. 206. (Signed) W. J. Williams

RESOLUTIONS

Unanimous Consent—Add Co-introducer

Mr. Diers asked unanimous consent to add the name of Mr. Lee as a co-introducer of L. R. 22.

Consent was granted and it was so ordered.

LEGISLATIVE RESOLUTION 22.

L. R. 22 was adopted with 34 ayes, 0 nays and 9 not voting.

Suspend Rules—Place L. B. 579 on General File

Mr. President: I move that the rules be suspended and L. B. 579 be placed on General File. (Signed) Ralph W. Hill

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 555.

A bill for an act to amend section 31-533, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary drainage districts; to increase the salaries of trustees of sanitary drainage districts; to provide when such increase may become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Aufenkamp	Carpenter	Kotouc	Person
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Britt	Diers	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 8:

Adams	Carson	Hubka	Moulton
Anderson	Dooley	Larkin	Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 267. Laid over.

LEGISLATIVE BILL 396.

A bill for an act relating to the Motor Vehicle Safety Responsibility Act; to provide for issuing a voucher to the Auditor of Public Accounts for payment of the deposited security to the judgment creditor upon a certified copy of a final judgment against a depositor as prescribed; and to provide for the disposition of any balance thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams Anderson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Announcement—Mr. Anderson

Mr. Tvrdik announced that he had received a letter from Mr. Anderson stating that he hoped to be back in the Legislature by Monday, April 20, 1953.

SELECT FILE

LEGISLATIVE BILL 464. Advanced to E and R for engrossment.

LEGISLATIVE BILL 541. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 486. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 515. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 399. Bracketed until Monday, April 20, 1953.

LEGISLATIVE BILL 327. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 440. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 297. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 377. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 522. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

Mr. Kotouc Presiding

Unánimous Consent—Return Bills to Select File

Mr. Carpenter asked unanimous consent to return L. B. 391 and L. B. 392 to Select File for amendment. Consent was granted and it was so ordered.

MOTION—Indefinitely Postpone L. B. 391

Mr. President: I move that L. B. 391 be indefinitely postponed.
(Signed) Terry Carpenter

Mr. Syas requested a machine vote.

The motion lost with 10 ayes, 21 nays and 12 not voting.

Unánimous Consent—Bracket Bills

Mr. Carmody asked unanimous consent that L. B. 391 and L. B. 392 be bracketed on Select File. Consent was granted and it was so ordered.

Visitors

Mr. Liebers introduced Miss Kathryn Garrett, Teacher, Miss Elizabeth Shaver, Teacher, and fifty students from Northeast High School, Lincoln, Nebraska.

Mr. Tyrdik introduced Mr. E. R. Butterworth, Superintendent, and twenty-three students from Dow City, Iowa, High School.

Mr. Bridenbaugh introduced Mr. E. A. Stalder, Superintendent, and seven students from Thurston, Nebraska; also three sponsors.

GENERAL FILE

LEGISLATIVE BILL 4. Consideration of Carpenter amendments.

The Carpenter amendments found in the Legislative Journal for the Sixty-ninth Day were not adopted.

Mr. Carmody offered the following amendment, which was adopted:

Amend Standing Committee amendments to L. B. 4, found in the Legislative Journal for the Forty-sixth Day, by inserting after the period in line 3, Section 6, the following: "Each member of the commission shall be paid the sum of twenty dollars per day while actually engaged in the business of the commission, but not in excess of twenty-four hundred dollars per annum".

Mr. Carson offered the following amendment, which was adopted:

Amend paragraph 1 of the Standing Committee amendments to L. B. 4, found in the Legislative Journal for the Forty-sixth Day, by striking the number "27" and inserting in lieu thereof "18".

Mr. Burney requested a machine vote.

Advanced to E and R for review with 34 ayes, 2 nays and 7 not voting.

LEGISLATIVE BILL 574. Read and considered.

Mr. Tvrdik offered the following amendments, which were adopted:

1. Amend section 1 of the bill line 9 by striking the word "The" and inserting "The (1) For a period of two years from and after the effective date of this act, the", lines 13 and 25 by striking "(1)" and inserting "(a)", lines 15 and 29 by striking "(2)" and inserting "(b)", line 31 by striking "(3)" and inserting "(c)", line 25 by inserting "be at least three columns in width and at least four inches in height, and" after the word "shall", and line 40 by inserting after the word and punctuation "equalization." the following:

"(2) From and after a period of two years from the effective date of this act, the county assessor shall before such filing, notify the record owner of every piece of real estate which has been valued at a higher figure than at the last previous assessment. Such notice may be given by post card, addressed to the owner's last-known address. It shall describe said real estate, and state the old and new valuation thereof and the date of the convening of the board of equalization."

2. Amend the title of the bill, line 6 by inserting "for a period of two years from and after the effective date of this act".

Mr. Duis moved to indefinitely postpone.

The motion prevailed.

LEGISLATIVE BILL 441. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 439. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 196. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 363. Read and considered.

Advanced to E and R for review.

Approved by the Governor

April 15, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 14, 1953, he approved L. B. 237, L. B. 249, L. B. 430, L. B. 448 and L. B. 523.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Speaker Tvrdik Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 78. Correctly enrolled.
LEGISLATIVE BILL 211. Correctly enrolled.
LEGISLATIVE BILL 362. Correctly enrolled.
LEGISLATIVE BILL 483. Correctly enrolled.
LEGISLATIVE BILL 524. Correctly enrolled.
LEGISLATIVE BILL 289. Correctly engrossed.
LEGISLATIVE BILL 553. Placed on Select File as amended.

E and R amendments to L. B. 553:

1. In the bill, section 1, page 2, insert a comma in line 4 after "injure" and at the end of the line, and in line 7 after "house"; in line 10 after "shall" insert "*, upon conviction thereof,*"; and in line 11 strike "exceeding" and in lieu thereof insert "*exceeding more than*".

2. In the bill title, lines 4 and 5 strike "equipment of" and in lieu thereof insert "the prescribed equipment or property of a"; in line 4 after "the" insert "required"; and in line 5 strike "for" and in lieu thereof insert "to constitute".

LEGISLATIVE BILL 337. Placed on Select File as amended.

E and R amendments to L. B. 337:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in lines 10 and 22 strike "every" and in lieu thereof insert "every *such*"; after the second comma in line 12 insert "*upon conviction*"; in line 14 strike "*exceeding*" and in lieu thereof insert "*more than*"; in line 15 strike "*exceeding*" and in lieu thereof insert "*exceeding more than*"; in line 16 after "*such*" insert "*a*"; in line 23 strike "deemed" and show as stricken matter; strike the comma in line 23 and show as stricken matter; at the end of line 35 insert "*, upon conviction thereof,*"; strike commencing with "The" in line 38 to and including "held" in line 39 and in lieu thereof insert "(2) The word 'money', as used in subsection (1) of in this section, shall be held construed"; and in line 40 after "bonds" insert a comma.

2. In the bill title, line 9 after the semicolon insert "to provide a construction clause;".

LEGISLATIVE BILL 200. Placed on Select File as amended.

E and R amendments to L. B. 200:

1. In Mr. Carpenter's amendment 1, to amend line 4 of section 1, insert a comma at the end of newly inserted matter.

2. In standing committee amendment 2, subsection (1), line 3, insert a comma after "maids"; in line 6 of original amendment (7 of mimeographed) after "use" insert "any designation"; in line 7 of original amendment (7 and 8 of mimeographed) strike "any designation tending" and in lieu thereof insert "which tend".

3. In Mr. Carpenter's amendment 3, subsection 9, line 4 strike the comma after "duties".

4. In Mr. Carpenter's amendment 5, line 3 of newly inserted matter strike "she" and in lieu thereof insert "he"; and in line 4 strike "her appointment" and in lieu thereof insert "the appointment of such member".

5. In the bill, section 4, page 4, line 16 after "for" insert "the"; in section 5, page 5, line 4 strike ", and" and in lieu thereof insert ". All"; in line 12 strike "deemed" and in lieu thereof insert "it may deem"; line 25 strike "such" and in lieu thereof insert "the"; in lines 31 and 32 and 39 strike "her" and in lieu thereof insert "his"; also in line 32 strike "She" and in lieu thereof insert "Such executive director".

6. In section 6, page 6, line 4 strike "she" and in lieu thereof insert "such person"; and in line 5 strike "her" and in lieu thereof insert "his".

7. In section 7, page 6, line 12 strike the first word "the" and in lieu thereof insert "a"; in line 13 strike "and shall be" and in lieu thereof insert a comma; also in line 13 insert a comma after "oath"; and in line 14 after "by" insert "an".

8. In section 9, page 7, insert a comma in line 1 after "applicant" and in line 2 after "nurse"; in line 3 after "board" insert ", to be included with the application as required by section 7 of this act"; and in section 10, lines 3 and 4 strike the quotation marks.

9. In section 11, line 4 strike "as effective" and in lieu thereof insert "in effect"; in section 12, line 1, before "The" insert "(1)"; in line 4 before the comma insert "of each year"; in line 8 after "dollars" insert "on or"; in lines 9 and 12 after "January 1" insert "following the mailing of such notice"; in line 12 strike the word "current"; in line 15 after the period insert "(2)"; and in line 16 strike "or her".

10. In section 14, line 7 strike the first comma and in lieu thereof insert "and its"; in line 8 after the second word "and" insert "the expense of"; in section 15, page 9, line 5, after "and" insert "to meet the"; in line 6 strike "Application" and in lieu thereof insert "(2) An application to conduct a school of professional nursing"; in line 7 strike "on forms submitted by the board and" and in lieu thereof insert "upon a form to be approved and furnished by the board. It shall be"; and in line 8 after "by" insert "the"; in line 11 after "of" insert "such a"; in line 12 strike "(2)" and in lieu thereof insert "(3)"; insert a comma at the end of line 12 and after "affiliated" in line 13; in line 19 after the period insert "(4)"; and in line 24 after the period insert "(5)".

11. In section 16, page 10, line 12 strike "and" and in lieu thereof insert "or"; in section 17, line 1, before "Upon" insert "(1)"; line 9 after the period insert "(2)"; line 10 after "service" insert "or service by registered mail, of the notice required by subsection (1) of this section,"; in line 12 after "service" insert "or by any person who has attempted to make such service by means of registered mail"; insert a comma in line 15 after "practiced"; in line 16 after "shall" insert "also"; line 21 after the period insert "(3)"; line 22 after "hearing" insert ", provided for by subsection (1) of this section,"; line 25 after "administer" insert "such"; line 30 strike "At the hearing" and in lieu thereof insert "(4) At the hearing provided for by this section"; lines 32 and 17 strike "or her".

12. In section 18, line 2 strike "for" and in lieu thereof insert "of"; in line 4 strike "executive director of the"; in line 14 strike "director" and in lieu thereof insert "board"; in section 19, line 1, insert a comma after "provided"; line 7 insert a comma after "nursing" and line 8 after "act"; in lines 14 and 18 strike "or her" and in line 15 strike "or she"; in section 20, line 9 after "such" insert "a"; and insert a comma in line 11 after "state" and in line 14 after "attorney".

13. In the bill title, line 3 strike "examination, licensure" and in lieu thereof insert "the examination, licensing".

LEGISLATIVE BILL 496. Placed on Select File as amended.

E and R amendment to L. B. 496:

1. In the bill, section 1, page 2, line 5 insert a comma after "check"; and in line 8 after "shall" insert "*, upon conviction thereof,*"

LEGISLATIVE BILL 463. Placed on Select File as amended.

E and R amendments to L. B. 463:

1. In the bill, section 1, page 2, insert a comma in line 9 after "check" and in line 16 after "bonds"; and in line 12 strike "*, shall*" and in lieu thereof insert "*, shall, upon conviction thereof,*".

2. In the bill title, lines 5 and 6 strike "*, or destroyed*" and in lieu thereof insert "*or destroyed as prescribed*".

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 442. Indefinitely postponed.

LEGISLATIVE BILL 467. Indefinitely postponed.

LEGISLATIVE BILL 324. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 373. Placed on General File as amended.

Standing Committee amendments to L. B. 373:

1. Amend the bill by adding three new sections after section 4 to be known as sections 5, 6, and 7, and to read as follows:

"Sec. 5. That section 71-116, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-116. (1) The members of each board of examiners shall be appointed for a term of three years, except as herein otherwise provided. (2) The members of the Board of Examiners in Dentistry shall be appointed for a term of five years. (3) The *five* members of the Board of Examiners in Medicine and Surgery

shall be appointed as follows: Within thirty days after the passage and approval of this act five members shall be appointed, one of whom shall hold office until December 1, 1944, one until December 1, 1945, one until December 1, 1946, one until December 1, 1947, and one until December 1, 1948; upon the expiration of said several terms, successors shall be appointed for terms a term of five years each. (4) *The members of the Board of Examiners in Massage shall be appointed as follows: Within thirty days after the effective date of this act three members shall be appointed, one of whom shall hold office until December 1, 1955, one until December 1, 1957, and one until December 1, 1958; upon the expiration of the several terms, successors shall be appointed for a term of five years each.* (5) The term of each examiners provided for herein shall commence on the first day of December, following the expiration of the term of the member whom such person succeeds, and shall be rotated in such a manner that one examiner shall retire each year.

Sec. 6. That section 71-117, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-117. The regular state association or society, or its managing board, for each profession may submit each year to the Department of Health a list of five persons of recognized ability in such profession who have the qualifications prescribed for examiners for that particular profession; *Provided*, each member of the Board of Examiners in Pharmacy shall be the recipient of a diploma of graduation from an accredited school or college of pharmacy and each member of the Board of Examiners in Massage shall be a graduate of an accredited school of massage. If such a list is submitted, the department, in making an appointment to the board of examiners for such profession, shall appoint one of the persons so named.

Sec. 7. That section 71-122, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-122. Each member of a board of examiners shall, in addition to necessary traveling and hotel expenses, receive a per diem for each day actually engaged in the discharge of his duties, including compensation for the time spent in traveling to and from the place of conducting the examination, and for a reasonable number of days for the preparation of examination questions and the reading of the answer papers, in addition to the time actually spent in conducting the examination. The compensation per day in the several professions shall be as follows: (1) In *massage*,

twenty dollars; (2) in medicine and surgery, osteopathy, dentistry, chiropractic, embalming and pharmacy, fifteen dollars; and (2) (3) in chiropody, optometry and in veterinary medicine and surgery, ten dollars; *Provided, however*, there shall not be paid for examiners' compensation and expenses a greater sum than is received in fees from the applicants taking the examination in any particular profession."

2. Renumber original sections 5 to 13 as sections 8 to 16, respectively.

3. Amend renumbered section 8 of the bill, line 41 by inserting "*massage, two dollars;*" before the word "pharmacy".

4. Amend page 7 of the bill, renumbered section 13, line 9 by striking the words "three licensed masseurs" and in lieu thereof insert the words "*licensed masseur*".

5. Amend renumbered section 16, line 2 by inserting "71-116, 71-117, 71-122," before the word "and".

6. Amend the title of the bill by inserting "71-116, 71-117, 71-122," before the word "and", and line 9 by inserting "; to provide term of office, salary, and qualifications for members of such board; to eliminate obsolete matter" after the word "Massage".

LEGISLATIVE BILL 478. Placed on General File as amended.

Standing Committee amendments to L. B. 478:

1. Amend page 2 of the bill by striking sections 1, 2, and 3, and inserting 4 new sections to read as follows:

"Section 1. Every association organized after the effective date of this act, under the provisions of Chapter 12, article 5, Revised Statutes of Nebraska, 1943, and amendments thereof, shall provide for trustees other than officers or members of the association to invest funds of the association in a perpetual care trust fund, the income therefrom to be used for the perpetual care of the cemetery by the association.

Sec. 2. The cemetery association shall place at least the following sums into the perpetual care trust fund: (1) Monument plan cemeteries, fifty cents per square foot of the cemetery lot sold; (2) park plan or memorial plan cemeteries, twenty-five cents

per square foot of the cemetery lot sold; and (3) combined monument and park plan cemeteries, fifty cents per square foot of the cemetery lot sold. Such funds shall be paid by the cemetery association to the trustees of the perpetual care trust fund, who shall invest the funds under the same conditions and restrictions as trust funds are invested under the provisions of section 24-601, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof.

Sec. 3. The trustees of the perpetual care trust fund shall consist of at least three disinterested residents of the community in which the cemetery is located or a disinterested trust company organized to do business in and located in the State of Nebraska. The trustees or trustee, as the case may be, shall be selected by the officers of the cemetery association. If individual trustees are selected, they shall give a corporate surety bond in a sum not less than the total amount of the perpetual care trust fund, conditioned for the safekeeping of such funds.

Sec. 4. On June 30 of each year, the individual trustees or corporate trustee, as the case may be, of such perpetual care trust fund shall have an audit of the perpetual care trust fund made by a certified public accountant and the report of such Audit by the auditor shall be filed within thirty days after June 30 of such year with the county clerk of the county in which the cemetery is located. The expense of the audit and the filing fee of the report shall be paid by the cemetery association."

2. Amend the title of the bill, line 7 by inserting after the word "prescribed" the following:

"; to provide for trustees, their appointment and duties; to provide for an audit of the trust funds; and to provide for filing of the audit report".

(Signed) O. H. Person, Chairman

Judiciary

LEGISLATIVE BILL 166. Placed on General File as amended.

Standing Committee amendments to L. B. 166:

1. Amend page 2, Section 1, lines 6 and 7, by striking subsection (1), and renumbering subsections (1) to (10) as subsections (1) to (9), respectively.

2. Amend page 2, Section 1, line 25, by striking the figure "9", and inserting in lieu thereof the figure "6".

3. Amend page 2, Section 1, line 26, by inserting before the word "Willful" the words "*Careless driving, negligent driving, or*".

4. Amend page 2, Section 1, line 28, by striking the figure "9" and inserting in lieu thereof the figure "6".

5. Amend page 2, Section 1, line 32, by striking the figure "4" and inserting in lieu thereof the figure "3".

6. Amend page 3, Section 1, line 38, by striking the figure "3" and inserting in lieu thereof the figure "2".

LEGISLATIVE BILL 187. Placed on General File.

LEGISLATIVE BILL 378. Placed on General File.

LEGISLATIVE BILL 406. Placed on General File.

LEGISLATIVE BILL 578. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Education

LEGISLATIVE BILL 189. Indefinitely postponed.

LEGISLATIVE BILL 274. Indefinitely postponed.

LEGISLATIVE BILL 315. Placed on General File.

LEGISLATIVE BILL 500. Indefinitely postponed.

LEGISLATIVE BILL 564. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Member Excused

Mr. Kotouc was excused for the remainder of the week.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 78

L. B. 211

L. B. 362

L. B. 483

L. B. 524

L. R. 21

Adjournment

At 11:57 a.m., on a motion by Mr. McNutt, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

11

SEVENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, April 16, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Anderson, Kotouc and Martin, who were excused.

The Journal for the Seventieth Day was approved.

Visitors

Mr. Britt introduced Miss Florence Jenkins, Teacher, and thirty-five students from the Modern Problems Class of Lincoln High School, Lincoln, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 16, 1953, at 9:00 a.m.:

L. B. 524

L. B. 362

L. B. 211

L. B. 78

L. B. 483

LEGISLATIVE BILL 6. Correctly enrolled.
LEGISLATIVE BILL 330. Correctly enrolled.
LEGISLATIVE BILL 346. Correctly enrolled.
LEGISLATIVE BILL 18. Correctly engrossed.

LEGISLATIVE BILL 368. Correctly re-engrossed.
LEGISLATIVE BILL 377. Correctly engrossed.
LEGISLATIVE BILL 485. Correctly engrossed.
LEGISLATIVE BILL 522. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 6
L. B. 330

L. B. 346

L. R. 22

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 576. Placed on General File.
LEGISLATIVE BILL 575. Placed on General File.

(Signed) Arthur Carmody, Chairman

Revenue

LEGISLATIVE BILL 552. Placed on General File as amended.

Standing Committee amendment to L. B. 552:

1. Amend page 2, section 1, by inserting after the word "dollar" in lines 5 and 12, the words "of assessed valuation".

(Signed) Karl E. Vogel, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 410. Indefinitely postponed.
LEGISLATIVE BILL 275. Placed on General File.

(Signed) Sam Klaver, Chairman

MOTION—Introduce Bill

Mr. President: A majority of the members of the Committee on Judiciary voted to introduce a new bill dealing with a civil

defense and disaster compact between the State of Nebraska and any other state. I move that the Committee be permitted to introduce this bill. (Signed) Robert D. McNutt, Chairman

Mr. Carpenter moved the previous question, which prevailed with 32 ayes, 0 nays and 11 not voting.

Mr. McNutt's motion prevailed with 30 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 580. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to ratify a civil defense and disaster compact on behalf of the State of Nebraska with any other state legally joining thereon; to provide for duties for the Secretary of State as prescribed; and to provide effect of the compact.

Suspend Rules—Place L. B. 580 on General File.

Mr. President: I move to suspend the rules and place L. B. 580 on General File. (Signed) Herbert J. Duis

The motion lost with 20 ayes, 2 nays and 21 not voting.

Invitation

The President announced that the Aberdeen-Angus Association members of the Legislature—Messrs. Cole and Fenske—have invited the members to a dinner at the Steak House, 34th and Adams Street, Lincoln, tonight between 6:00 p.m. and 7:00 p.m.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 267. With emergency.

A bill for an act to amend sections 19-1001, 19-1003, 19-1004, 19-1007, 19-1009, and 19-1014, Revised Statutes of Nebraska, 1943, and sections 19-1005, 19-1008, 19-1015, Revised Statutes Supple-

ment, 1951, relating to Housing Authorities in primary and first-class cities; to extend the provisions thereof to include second-class cities and villages; to define and redefine terms; to provide the duties and powers of certain officials; to authorize second-class cities and villages to acquire from the United States government as a housing project military installations that are subject to Public Law 475, enacted by the Eighty-first Congress of the United States; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 29:

Adams	Burney	Dooley	McHenry
Aufenkamp	Carmody	Duis	Marvel
Beaver	Carpenter	Fenske	Moulton
Bixler	Coffey	Hill	Person
Bridenbaugh	Cole	Klaver	Pizer
Britt	Cramer	Liebers	Shultz
Brower	Diers	Lillibridge	Williams
Brown			

Voting in the negative, 1:

Nelson

Not voting, 13:

Anderson	Larkin	Martin	Tvrdik
Carson	Lee	Peterson	Vogel
Hubka	McNutt	Syas	Wilson
Kotouc			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 394. With emergency.

A bill for an act to amend section 79-601, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the nomination and election of the officers of a district of Class I which is not within any city or village and which district con-

tains one hundred fifty or more children between the ages of five and twenty-one years of age; to provide certain procedure therefor; to provide the duties of certain officers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Carmody	Fenske	Nelson
Aufenkamp	Carpenter	Hill	Person
Beaver	Carson	Klaver	Peterson
Bixler	Coffey	Lee	Pizer
Bridenbaugh	Cole	Liebers	Shultz
Britt	Cramer	Lillibridge	Syas
Brower	Diers	McHenry	Tvrdik
Brown	Dooley	Marvel	Vogel
Burney	Duis	Moulton	Williams

Voting in the negative, 0.

Not voting, 7:

Anderson	Kotouc	McNutt	Wilson
Hubka	Larkin	Martin	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 263. Laid over.

LEGISLATIVE BILL 299.

A bill for an act relating to guardian and ward; to prescribe when the principal of the estate of a minor may be used for the care, maintenance, and education of the minor; and to provide that the provisions of this act shall not apply to certain guardianship proceedings as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Adams	Carmody	Hill	Moulton
Aufenkamp	Coffey	Hubka	Nelson
Beaver	Cole	Klaver	Person
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	Marvel	Vogel

Voting in the negative, 3:

Carson	Peterson	Williams
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Not voting, 8:

Anderson	Carpenter	Larkin	Martin
Burney	Kotouc	McNutt	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 314.

A bill for an act relating to motor vehicles; to provide that owners of cars more than forty years old may be issued antique car license plates in lieu of the usual registration plates; to provide for making application for such plates, and the fee therefor; to provide when a motor vehicle for which such license plates have been issued may be used; to provide the design of such plates; and to provide the duties of certain public officials.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 29:

Aufenkamp	Carson	Fenske	Moulton
Bixler	Coffey	Hubka	Nelson
Bridenbaugh	Cole	Klaver	Person
Britt	Cramer	Lee	Shultz
Brower	Diers	Lillibridge	Syas
Brown	Dooley	McHenry	Tvrdik
Burney	Duis	Marvel	Vogel
Carmody			

Voting in the negative, 6:

Beaver	Liebers	Pizer	Williams
Hill	Peterson		

Not voting, 8:

Adams	Carpenter	Larkin	Martin
Anderson	Kotouc	McNutt	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 397.

A bill for an act to amend section 83-243, Revised Statutes Supplement, 1951, relating to the Board of Control; to provide for an additional allowance for the maintenance of physically or mentally handicapped children as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carmody	Fenske	Nelson
Aufenkamp	Carpenter	Hill	Person
Beaver	Carson	Hubka	Pizer
Bixler	Coffey	Klaver	Shultz
Bridenbaugh	Cole	Lee	Syas
Britt	Cramer	Lillibridge	Tvrdik
Brower	Diers	McHenry	Vogel
Brown	Dooley	Marvel	Wilson
Burney	Duis	Moulton	

Voting in the negative, 3:

Liebers	Peterson	Williams
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Not voting, 5:

Anderson	Larkin	McNutt	Martin
Kotouc			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 407.

A bill for an act to amend section 71-193.02, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to eliminate certain of the required qualifications for the chief of the Division of Dental Health; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carpenter	Hill	Nelson
Aufenkamp	Carson	Hubka	Person
Beaver	Coffey	Klaver	Peterson
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Dooley	McHenry	Tvrdik
Brown	Duis	Marvel	Williams
Burney	Fenske	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 6:

Anderson	Larkin	Martin	Vogel
Kotouc	McNutt		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 556. With emergency.

A bill for an act to amend section 72-201, Revised Statutes Supplement, 1951, relating to public lands and buildings; to provide that the salary of the secretary of the Board of Educational Lands and Funds shall be fixed by the Board of Educational Lands and Funds within the prescribed limits; to provide when a change in such salary shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams	Carpenter	Hill	Nelson
Aufenkamp	Carson	Hubka	Person
Beaver	Coffey	Klaver	Peterson
Bixler	Cole	Lee	Pizer
Bridenbaugh	Cramer	Liebers	Shultz
Britt	Diers	Lillibridge	Syas
Brower	Dooley	McHenry	Tvrdik
Brown	Duis	Marvel	Vogel
Burney	Fenske	Moulton	Wilson
Carmody			

Voting in the negative, 1:

Williams

Not voting, 5:

Anderson	Larkin	McNutt	Martin
Kotouc			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 573. With emergency.

A bill for an act to amend sections 76-413 and 76-414, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide that aliens and foreign corporations may hold real estate or be a lessor or a lessee of real estate as prescribed; to provide that the provisions of Chapter 76, article 4, Reissue Revised Statutes of Nebraska, 1943, shall not apply to any real estate within three miles of the corporate limits of cities or villages, nor to manufacturing or industrial establishments, nor to such real estate as may be required for facilities incidental to such establishments; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Beaver	Bridenbaugh	Brower
Aufenkamp	Bixler	Britt	Brown

Burney	Duis	Lillibridge	Pizer
Carmody	Fenske	McHenry	Shultz
Carpenter	Hill	Marvel	Syas
Coffey	Hubka	Moulton	Tvrđik
Cramer	Klaver	Nelson	Vogel
Diers	Lee	Person	Williams
Dooley	Liebers	Peterson	Wilson

Voting in the negative, 0.

Not voting, 7:

Anderson	Cole	Larkin	Martin
Carson	Kotouc	McNutt	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 551. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 550. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 528. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 470. Advanced to E and R for engrossment.

LEGISLATIVE BILL 553. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 337. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 200. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 496. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 463. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Aufenkamp introduced Mrs. Don McGaffey, Teacher, and twenty-nine students from Nebraska City High School, Nebraska City, Nebraska.

Mr. Peterson introduced his brother, C. E. Peterson, of Beatrice, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 479. Laid over.

Mr. Pizer Presiding

LEGISLATIVE BILL 258. Mr. Britt asked unanimous consent to bracket until Monday, April 20, 1953.

Mr. Carmody objected.

Mr. Britt moved that L. B. 258 be bracketed until Monday, April 20, 1953.

Mr. Carmody requested a record vote.

Voting in the affirmative, 2:

Britt Wilson

Voting in the negative, 15:

Adams	Carmody	Diers	Marvel
Aufenkamp	Carpenter	Liebers	Peterson
Brown	Carson	Lillibridge	Williams
Burney	Cole	McHenry	

Not voting, 26:

Anderson	Dooley	Larkin	Person
Beaver	Duis	Lee	Pizer
Bixler	Fenske	McNutt	Shultz
Bridenbaugh	Hill	Martin	Syas
Brower	Hubka	Moulton	Tvrdik
Coffey	Klaver	Nelson	Vogel
Cramer	Kotouc		

The motion was lost.

Read and considered.

Mr. Bridenbaugh offered the following amendments, which were adopted:

1. Amend page 3 of the bill, section 2, line 25 by inserting after "39-1009" the following:

"for a period of two years from the effective date of this act, and after the expiration of the period of two years twenty per cent of the remainder of the Gasoline Tax Fund shall then be transferred to the various county treasurers of the state in the same manner as provided in section 66-422 and shall be used as provided in sections 39-222 and 39-1001 to 39-1009".

2. Amend page 3 of the bill, section 2, line 31 by inserting after "66-423" the following:

"for a period of two years from the effective date of this act, and after the expiration of the period of two years after distribution and payment of the amounts above set forth, three-eighths of the balance of the Gasoline Tax Fund shall be transferred to

the various county treasurers of the state in the same manner and for the same uses as provided in sections 66-422 and 66-423".

3. Amend page 3 of the bill, section 2, line 36 by inserting after the figure "66-424" the following:

" , for a period of two years from the effective date of this act, and after the expiration of the period of two years the other five-eighths of the balance remaining in said fund shall be transferred to the Department of Roads and Irrigation in the same manner and for the same uses and purposes as provided in section 66-424."

Laid over.

Visitors

Mr. Brower introduced Miss Anna Taylor, Teacher of District 14, Platte County, Nebraska, and seven students; also several parents.

Mr. Pizer introduced former Senator William A. Metzger, of Cedar Creek, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 486. Correctly engrossed.

LEGISLATIVE BILL 172. Correctly engrossed.

LEGISLATIVE BILL 480. Placed on Select File as amended.

E and R amendments to L. B. 480:

1. In the bill, section 1, page 2, line 3 after the period insert "(1)"; in lines 8 and 9 strike commencing with "from" in line 8 to and including the period in line 9 and in lieu thereof insert "*any property from or sell to any property to such corporation, any property . (2)*"; in line 10 after "*and*" insert "*the*"; and in lines 13 and 19 after "*prohibition*" insert "*of subsection (1)*".

2. In the bill title, line 4 strike "retirement of the" and in lieu thereof insert "the retirement of the capital"; in line 5 after "company" insert "and the payment to the holders of such stock of its value,"; strike commencing with "and" in line 6 and all of line 7 and in lieu thereof insert " , shall not constitute a sale of

such stock under the prohibitions of this act; to provide that a contract"; and in line 10 strike "are not sales or purchases" and in lieu thereof insert "as prescribed shall not be deemed to be a sale or purchase".

LEGISLATIVE BILL 339. Placed on Select File as amended.

E and R amendments to L. B. 339:

1. In the bill, section 1, page 2, line 7 strike the second "or" and in lieu thereof insert ", or"; in line 8 and also in line 8 of section 2, strike "every" and in lieu thereof insert "*every such*"; strike the first comma in line 9; in lines 12 and 13 of section 1, and line 12 of section 2, strike "exceeding" and in lieu thereof insert "*exceeding more than*"; in section 2, line 7 strike "or persons, corporations" and in lieu thereof insert ", or persons, *corporations corporation*".

2. In the bill title, line 5 strike the semicolon; lines 6 and 7 strike "the penalty of a felony and" and in lieu thereof insert "certain penalties to be imposed for a felony and for a"; and in line 8 after "property" insert "as prescribed".

LEGISLATIVE BILL 499. Replaced on Select File as amended.

E and R amendment to L. B. 499:

1. In E and R amendment 3, end of line 1, before the quotation mark add "for".

LEGISLATIVE BILL 469. Placed on Select File as amended.

E and R amendments to L. B. 469:

1. In section 3, line 10, strike "procedures" and in lieu thereof insert "procedure"; line 12, strike ", and which shall be done" and in lieu thereof insert "and performed".

2. In section 4, line 1, strike "Promptly upon" and in lieu thereof insert "Upon"; line 2, strike "1 above" and in lieu thereof insert "2 of this act,"; in the same line after "shall" insert "promptly"; insert a comma after "thereof" in line 5, after "that" in line 12, and after "incorporation" in line 14; and in line 10, strike "of a" and in lieu thereof insert "for the".

3. In section 5, insert a comma, after "records" in line 7, and also after "Director" in the last sentence of the new insertion.

4. In section 6, line 3, before "make" insert "(1)"; in the same line strike the second "and" and in lieu thereof insert "(2) make a"; line 7, strike "specifically finding" and in lieu thereof insert "(3) make a specific finding as to"; line 8, strike "and" and in lieu thereof insert "(4) find"; line 9, strike the comma; line 10, strike "ordering that" and in lieu thereof insert "(5) order that,"; line 14, after the last comma insert "(a)"; line 15, strike "and that" and in lieu thereof insert ", (b)"; line 18, strike "with the plan, and further ordering that" and in lieu thereof insert "therewith, and (c)"; line 20, after "powers" insert a comma.

5. In new section 10, insert a comma after "invalid" in two places.

6. In the bill title, beginning with "and" strike all of lines 10 and 11 to and including "emergency" and in lieu thereof insert "to provide certain duties for the Director of Insurance and his employees; to provide for the payment of certain expenses; and to provide a validity clause".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Fenske, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Friday, April 17, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Anderson and Kotouc, who were excused.

The Journal for the Seventy-first Day was approved.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 353. Placed on General File as amended.

Standing Committee amendments to L. B. 353:

1. Add the emergency clause.
2. Amend the title to conform.

LEGISLATIVE BILL 370. Placed on General File.

LEGISLATIVE BILL 418. Placed on General File as amended.

Standing Committee amendments to L. B. 418:

1. Amend page 2 of the bill, section 1, lines 6 and 7 by striking "*area with*" and inserting "*district or districts where the major portion of such district or districts is*", line 7, by inserting after "Class" the figures and punctuation "*II,*", line 9, by inserting the word "*is*" after "*area*", line 9, by inserting after "*halfway*" the words "*from the nearest corporate limits of the city or village*"

in which the schools are operated", and line 10 by striking "next Class" and inserting "nearest corporate limits of the city or village of the next Class II,".

2. Amend the title to conform.

LEGISLATIVE BILL 487. Placed on General File.

LEGISLATIVE BILL 516. Placed on General File.

LEGISLATIVE BILL 517. Placed on General File as amended.

Standing Committee amendments to L. B. 517:

1. Amend page 2 of the bill, section 1, lines 14 and 16 by inserting "*, II, and III*" after the word "Class".

2. Amend the bill by adding a new section immediately after section 2 to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend the title of the bill, lines 7 and 10 by inserting "*, II, and III*" after the word "Class", line 10 by striking the word "and", and line 11 by inserting "*;*" and to declare an emergency" after the word "section".

(Signed) Richard D. Marvel, Chairman

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 17, 1953, at 9:00 a.m.:

L. B. 330

L. B. 6

L. B. 346

(Signed) Joseph D. Martin, Chairman

Bills Referred to Standing Committee

L. B. Committee

580.....Judiciary

MOTION—Introduce Bill

Mr. President: A majority of the members of the Committee on Judiciary voted to introduce a new bill dealing with deputy county attorneys in certain counties. I move that the Committee be permitted to introduce this bill. (Signed) Robert D. McNutt, Chairman

The motion prevailed with 34 ayes, 2 nays and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 581. By Committee on Judiciary, Robert D. McNutt of Lancaster, Chairman.

A bill for an act to amend sections 23-1109 and 23-1204.03, Revised Statutes Supplement, 1951, relating to counties; to provide that counties having a population of more than sixty thousand inhabitants and not more than two hundred thousand inhabitants may have more than one deputy county attorney upon approval of the county board; to prescribe the salaries of such additional deputy county attorneys; and to repeal the original sections.

SUSPEND RULES—Refer Bill

Mr. President: I move that the rules be suspended and L. B. 581 be referred to a Standing Committee. (Signed) Charles F. Tvrdik

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

Bills Referred to Standing Committee

L. B. Committee
581.....Judiciary

NOTICE OF COMMITTEE HEARINGS**Judiciary**

L. B. 580	Wednesday, April 22, 1953	2:00 p.m.
L. B. 581	Wednesday, April 22, 1953	2:00 p.m.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 263.

A bill for an act to amend section 62-301, Revised Statutes Supplement, 1951, relating to negotiable instruments; to restate and clarify the provisions for permissive holidays for banks doing business in the State of Nebraska; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carson	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Anderson	Carpenter	Kotouc
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 217. With emergency.

A bill for an act relating to county officers; to provide that the sheriff may appoint special deputies as prescribed; to provide the duties and tenure of office of such special deputies; to require that they take the oath and give bond as prescribed; to provide that they shall serve without compensation from the county; to permit the county board to approve their bonds and

the county to pay the premiums thereon; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Aufenkamp	Coffey	Larkin	Nelson
Beaver	Cole	Lee	Person
Bixler	Cramer	Liebers	Peterson
Bridenbaugh	Diers	Lillibridge	Pizer
Britt	Dooley	McHenry	Shultz
Brower	Duis	McNutt	Syas
Brown	Fenske	Martin	Tvrdik
Burney	Hill	Marvel	Vogel
Carmody	Hubka	Moulton	Williams
Carson	Klaver		

Voting in the negative, 0.

Not voting, 5:

Adams	Carpenter	Kotouc	Wilson
Anderson			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 567. With emergency.

A bill for an act to amend sections 53-171, 53-168, 53-169, 53-169.01, and 53-186, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that the provisions of these sections shall not apply to the sale of beer in stadiums where professional baseball is played; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 33:

Aufenkamp	Bixler	Britt	Brown
Beaver	Bridenbaugh	Brower	Burney

Coffey	Hubka	McNutt	Shultz
Cole	Klaver	Martin	Syas
Diers	Larkin	Marvel	Tvrdik
Dooley	Lee	Moulton	Vogel
Duis	Lillibridge	Person	Williams
Fenske	McHenry	Pizer	Wilson
Hill			

Voting in the negative, 4:

Carmody	Carson	Cramer	Liebers
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Not voting, 6:

Adams	Carpenter	Nelson	Peterson
Anderson	Kotouc		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 250.

A bill for an act to amend section 2-203, Revised Statutes Supplement, 1951, relating to county agricultural societies and fairs; to increase the amount the county board, in counties having a population of more than two hundred thousand inhabitants, shall assess for the county agricultural society of the county; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carson	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Anderson	Carpenter	Kotouc
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 317.

A bill for an act to amend section 8-306, Revised Statutes of Nebraska, 1943, relating to building and loan associations; to redefine what constitutes the capital stock of a building and loan association; to provide that it shall not be necessary for an association to state in its articles of incorporation, or an amendment or amendments thereto, any amount of authorized capital stock; to provide for the fee for filing of such articles of incorporation, or an amendment or amendments thereto; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Aufenkamp	Cramer	Liebers	Pizer
Beaver	Diers	Lillibridge	Shultz
Bixler	Dooley	McHenry	Syas
Bridenbaugh	Duis	McNutt	Tvrdik
Britt	Hill	Martin	Vogel
Brower	Hubka	Marvel	Williams
Brown	Larkin	Moulton	Wilson
Burney	Lee	Nelson	

Voting in the negative, 7:

Carmody	Coffey	Klaver	Peterson
Carson	Cole	Person	

Not voting, 5:

Adams	Carpenter	Fenske	Kotouc
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 495.

A bill for an act to repeal sections 2-106, 2-107, 2-108, and 2-109, Revised Statutes of Nebraska, 1943, and section 2-110, Revised Statutes Supplement, 1951, relating to State Board of Agriculture and State Fair.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carson	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Anderson	Carpenter	Kotouc
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 565.

A bill for an act to repeal section 84-105, Revised Statutes Supplement, 1951, relating to state officers.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Aufenkamp	Bridenbaugh	Brown	Coffey
Beaver	Britt	Burney	Cole
Bixler	Brower	Carmody	Cramer

Diers	Larkin	Marvel	Shultz
Dooley	Lee	Moulton	Syas
Duis	Liebers	Nelson	Tvrdik
Fenske	Lillibridge	Person	Vogel
Hill	McHenry	Peterson	Williams
Hubka	McNutt	Pizer	Wilson
Klaver	Martin		

Voting in the negative, 0.

Not voting, 5:

Adams	Carpenter	Carson	Kotouc
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Diers introduced Mrs. June Burchell, Teacher, and twenty-two students from Beaver Crossing, Nebraska; also three sponsors.

Mr. Diers introduced Mrs. Mildred Coon, Teacher, and twelve students from District 66, Bradshaw, Nebraska; also four sponsors.

Unanimous Consent—Return L. B. 486 to Select File

Mr. Cramer asked unanimous consent to return L. B. 486 to Select File for the following amendment:

Amend L. B. 486, Section 2, line 4, by striking the word "seven" and inserting the word "six" in lieu thereof.

Consent was granted and it was so ordered.

SELECT FILE

LEGISLATIVE BILL 486. Mr. Cramer asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 480. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 339. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 499. E and R amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 469. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

Invitation

Mr. Britt announced that the Elgin Watch Company has invited the Members of the Legislature to a tour of their factory and a luncheon on Wednesday, May 6, 1953.

MOTION—Accept Invitation

Mr. President: I move that we accept the invitation of the Elgin Watch Company to tour their factory on Wednesday, May 6, 1953. (Signed) Howard L. Britt

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 258.

Mr. Carmody offered the following amendments:

1. Amend page 2 of the bill by striking lines 9 to 13 and inserting *“act, pay a tax of five and one half cents per gallon upon all motor vehicle fuels, as shown by such statement.”*

2. Amend pages 3 and 4 of the bill, section 3, by striking lines 10 and 11 and inserting "*there is levied and imposed an excise tax of five and one half cents per gallon upon*", line 14 by striking "six" and inserting "*five and one half*", and by striking lines 16 to 18 and inserting "*provisions of section 66-410. Use of motor vehicle*".

3. Amend page 4 of the bill, section 4 by striking line 16 and inserting "*nine-elevenths of the amount so paid, if he paid five and one half cents*".

4. Amend the title of the bill, line 6 by striking "for a period of two years".

Mr. Carmody requested a record vote.

Voting in the affirmative, 7:

Aufenkamp	Carson	Marvel	Peterson
Carmody	Coffey	Person	

Voting in the negative, 27:

Beaver	Carpenter	Hubka	Moulton
Bixler	Cole	Lee	Nelson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Vogel
Brower	Duis	McHenry	Williams
Brown	Fenske	McNutt	Wilson
Burney	Hill	Martin	

Not voting, 9:

Adams	Klaver	Larkin	Syas
Anderson	Kotouc	Shultz	Tvrdik
Cramer			

The amendments were not adopted.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 319. Correctly engrossed.

LEGISLATIVE BILL 573. Correctly enrolled.

LEGISLATIVE BILL 394. Correctly enrolled.
LEGISLATIVE BILL 397. Correctly enrolled.
LEGISLATIVE BILL 555. Correctly enrolled.
LEGISLATIVE BILL 556. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 573	L. B. 397	L. B. 556
L. B. 394	L. B. 555	

MOTION—Place L. B. 193 on General File

Mr. President: I move that L. B. 193 be placed on General File. (Signed) Terry Carpenter

Mr. Carpenter requested a record vote.

Voting in the affirmative, 27:

Aufenkamp	Carpenter	Larkin	Nelson
Beaver	Carson	Liebers	Person
Bixler	Coffey	Lillibridge	Peterson
Bridenbaugh	Cole	McHenry	Syas
Brower	Cramer	McNutt	Tvrdik
Brown	Dooley	Martin	Williams
Carmody	Klaver	Marvel	

Voting in the negative, 4:

Burney	Duis	Fenske	Pizer
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Not voting, 12:

Adams	Diers	Kotouc	Shultz
Anderson	Hill	Lee	Vogel
Britt	Hubka	Moulton	Wilson

The motion prevailed.

Visitors

Mr. Carson introduced George L. Beauchamp, Teacher, and eighteen students from North Loup, Nebraska; also two coaches.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 567. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 567

Mr. Lillibridge Presiding

MOTION—Consider L. B. 301

Mr. President: I move that L. B. 301 be considered on General File immediately after L. B. 258. (Signed) Charles F. Tvrdik

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 301. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Tvrdik introduced Mr. Neal Parsons, Superintendent, Mrs. Steve Fankhauser and Miss Lavina Thomas, Teachers, and forty students from Shubert Public School, Shubert, Nebraska; also eight sponsors.

Unanimous Consent—Consider Bills

Mr. Tvrdik asked unanimous consent that the following bills be considered on General File: L. B. 509, L. B. 504 and L. B. 424. Consent was granted and it was so ordered.

LEGISLATIVE BILL 509. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 504. Read and considered.

Mr. Moulton offered the following amendment, which was adopted:

1. Amend section 1, line 65 by inserting after the word "unlawful" the words "*milk or*".

Advanced to E and R for review.

LEGISLATIVE BILL 424. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Moulton introduced Mrs. Rudy K. Bock and her son, Shelley, from Ralston, Nebraska.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on April 17, 1953, at 11:10 a.m.:

L. B. 567

L. B. 573

LEGISLATIVE BILL 464. Correctly engrossed.

LEGISLATIVE BILL 541. Correctly engrossed.

LEGISLATIVE BILL 196. Placed on Select File as amended.

E and R amendments to L. B. 196:

1. In the bill, section 1, line 2, before "be" insert "as amended by section 1, Legislative Bill 147, Sixty-fifth Session, Nebraska

State Legislature, 1953,"; line 19, strike the comma and show as stricken matter; in the "Ballot Form", under "National Ticket" in Schedule "A", strike the hyphen, shown in original only, as to "Vice President" and strike the hyphen in "Vice-President"; under "State Ticket" strike "Endorsed by the _____ State Convention" in seven places; under "Congressional Ticket" strike "Endorsed by the _____ District _____ Congressional Convention"; under "County Ticket" strike all of that part of the ballot listing "FOR DELEGATES TO STATE, etc." and also "FOR ALTERNATE DELEGATES TO STATE, etc." which was stricken by L. B. 147.

2. In section 2, strike all of line 16 and all of 17 to and including *"that"* and in lieu thereof insert *"(1) by writing the name of the person of his choice for President or Vice President, as the case may be, in the blank space to be left upon the ballot for such"*; line 18, strike *" , or "* and in lieu thereof insert *"or (2)"*; and in line 19, strike *"names"* and in lieu thereof insert *"name"*.

3. In section 4, strike "sections 32-420, 32-509," and in lieu thereof insert "section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 147, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 32-509".

4. In the bill title, line 2, strike "sections 32-420, 32-509," and in lieu thereof insert "section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 147, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 32-509".

LEGISLATIVE BILL 363. Placed on Select File as amended.

E and R amendment to L. B. 363:

1. In section 1, line 13, after "mind" insert *"(a)"*; line 14, before *"below"*, insert *"(b) who are"*; line 15, strike *"and"* and in lieu thereof insert *"and , (c) who"*; at end of line 17, after *"and"* insert *"(d)"*; line 19, after *"in"* insert *"regular school facilities,"*; line 21, after *"facilities"* insert *"and procedure"*; line 28, insert a comma after *"who"*; and in line 38, strike *" , if "* and in lieu thereof insert *" ; if ,"*.

LEGISLATIVE BILL 439. Placed on Select File as amended.

E and R amendments to L. B. 439:

1. Strike the period in line 1 of section 1 after the word "Section", it is ok in printed bill.

2. In the bill, section 1, page 2, line 7 after the period insert "(2)"; in lines 8 and 20 strike "and" and show as stricken matter; in line 10 after "clerk" insert "*of a county referred to in subsection (1) of this section*"; in line 12 strike "Each of such appointees" and in lieu thereof insert "(3) Each of *the* such appointees, referred to in subsections (1) and (2) of this section,"; in line 13 after "informed," insert "and"; in line 20 after the period insert "(4)"; line 24 strike "as the duty of" and in lieu thereof insert "as the duty of *for*"; at the beginning of line 25 insert "(5)"; in line 27 after the period insert "(6)"; in line 30 after "board" insert ", as provided for by subsection (1) of this section,"; in line 38 after the period insert "(7)"; at the end of line 38 insert "*as provided for by subsection (2) of this section,*"; in line 44 after "shall" insert "*also*"; line 46 strike "(2)" and in lieu thereof insert "(8)"; after the comma in line 47 insert "*not to exceed two*"; in lines 47 and 48 strike "*subsection (1)*" and in lieu thereof insert "*subsections (3) and (5)*"; in line 50 insert a comma after "*district*"; line 52 strike "*, not exceeding two,*"; line 56 after "*Such*" insert "*an*"; in line 57 after the second "*of*" insert "*such*".

3. In the bill title, line 6 strike the second "the" and in lieu thereof insert "such".

(Signed) Joseph D. Martin, Chairman

Education

LEGISLATIVE BILL 279. Placed on General File as amended.

Standing Committee amendments to L. B. 279:

1. Amend page 2 of the bill, section 1, lines 3 and 4 by striking the new matter and reinstating the old matter, lines 7 and 8 by striking the new matter, line 9 by striking "*out of this section*", line 11 by reinstating "officer" and striking "*committee*", lines 16, 17, and 18 by striking the new matter and reinstating the old matter, line 20 by inserting "*Any plan of reorganization must be submitted to the state committee for school district reorganization and be approved by it before a hearing is had.*" before the word "Territory", and lines 21 and 22 by striking the new matter and reinstating the old matter.

2. Amend page 3 of the bill, section 4, line 2 by striking "is" and inserting "and also section 79-405, Reissue Revised Statutes of Nebraska, 1943, are".

3. Amend the title of the bill by striking lines 3 to 7 and inserting "1951, relating to schools; to provide a method of re-"; and line 13 by inserting "and also section 79-405, Reissue Revised Statutes of Nebraska, 1943" after the word "section".

LEGISLATIVE BILL 285. Placed on General File as amended.

Standing Committee amendments to L. B. 285:

1. Amend page 4 of the bill, section 7, line 19 by inserting after the word "all" the word "public".

2. Amend page 5 of the bill, section 8, line 4 by inserting after the word "Education" the words "in a sum not to exceed seventy-five hundred dollars per annum," and line 12 by inserting after the word "of" the words "a deputy commissioner and".

3. Amend page 7 of the bill, section 9, line 2 by striking "care and".

4. Amend pages 7 and 8 of the bill, section 10, line 2 by inserting after the word "and" the words "when acting as the State Board of Vocational Education, shall", and line 3 by striking "79-1401" and inserting in lieu thereof "79-1419", and line 5 by inserting after the punctuation "The Commissioner of Education shall be the executive secretary of the State Board of Vocational Education and, upon the recommendation of the commissioner, the State Board of Vocational Education shall appoint an assistant commissioner of education in charge of vocational education."

5. Amend page 8 of the bill, section 11, line 5, by striking "and shall hold" and inserting in lieu thereof "qualify for".

6. Amend pages 10 and 11 of the bill, section 15, line 1 by inserting "(1)" before the word "After", and after line 6, insert a new subsection as follows:

"(2) After the first Thursday after the first Tuesday in January, 1955, whenever the words "State Director of Vocational Education," "Director of Vocational Education," or "Director," appear in sections 79-1419 to 79-1445, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof, they shall be construed to mean and apply to "assistant commissioner of education in charge of vocational education" created by this act."

7. Amend the title of the bill, line 10 by inserting "and assistant commissioner of education" after the word "cation".

LEGISLATIVE BILL 286. Placed on General File.

(Signed) Richard D. Marvel, Chairman

NOTICE OF COMMITTEE HEARINGS

Public Works

L. B. 414	Thursday, April 23, 1953	2:00 p.m.
L. B. 416	Thursday, April 23, 1953	2:00 p.m.
L. B. 421	Thursday, April 23, 1953	2:00 p.m.
L. R. 20	Thursday, April 23, 1953	2:00 p.m.
L. B. 357	Friday, April 24, 1953	2:00 p.m.
L. B. 364	Friday, April 24, 1953	2:00 p.m.

Adjournment

At 12:00 noon, on a motion by Mr. Moulton, the Legislature adjourned until 10:00 a.m., Monday, April 20, 1953.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Monday, April 20, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Lillibridge and Peterson, who were excused.

The Journal for the Seventy-second Day was approved as corrected.

Announcement

The Legislature was reminded by Mr. Moulton of the invitation of the Roberts Dairy to attend their Cheese Snack at the Cornhusker Hotel tonight from 5:00 p.m. to 7:00 p.m.

Approved by the Governor

April 18, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 18, 1953, he approved L. B. 7, 483, 555, 346, 330, 6, 524, 362, 211, 78, 548, 388, 293, 291, 192, 573, 556, 397, 394 and 567.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Messages from the Governor

April 18, 1953

To the President, Speaker and
Members of the Legislature:

I have signed Legislative Bill 7.

A small part, less than 18½%, of Assistance recipients have unmet needs. The state, having assumed the responsibility for senior citizens, I think none should be denied a minimum decent subsistence.

It should be remembered, however, that less than one-fifth of our citizens over age 65 have turned to the state for any Assistance.

It shall be my policy to urge the Assistance Department to administer these benefits on the basis of actual need and with a proper enforcement of relative responsibility.

It should be understood that passage of this law will justify increased payments to only those Assistance recipients with unmet needs.

(Signed) Robert B. Crosby

Governor

MR. PRESIDENT, MR. SPEAKER AND
MEMBERS OF THE LEGISLATURE:

L. B. 48 is being returned without my signature.

The shortest work week now available to State employees is 44 hours. Many employees, perhaps most, work longer.

This bill permits 40 hours. However, the bill is indefinite: It does not indicate which employees shall work longer than 40 hours, nor how much longer.

In my judgment the passage of this bill will substantially increase State costs if any effect is given to the shorter hours permitted. If the bill were administered so that costs would not increase, then only a small percent of employees would receive its benefits and most of the State employees would discover that the bill contains a delusory promise.

If the shorter hours permitted by this bill were granted to every employee, and salaries remain the same, the effect would be an hourly pay increase of from nine per cent on up. The present economy of Nebraska in no way justifies an across-the-board salary increase. Further, many additional employees would be needed. From 1947 to the present time the number of State employees has increased more than a third: from 7,000 to almost 9,500. I propose to stop any further increase if I can.

What I say here has no relation to the 40 hour week in private industry. I am talking about State Government employees who serve the public and whose salaries come from taxes. Incomes are continuing to decline in Nebraska. I continue to insist that this is a time to practice restraint.

Dated this 18th day of April, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

MOTION—Pass L. B. 48

Mr. President: I move that L. B. 48 be passed notwithstanding the objections of the Governor. (Signed) Terry Carpenter

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objections of the Governor?'"

Voting in the affirmative, 16:

Anderson	Cramer	McNutt	Syas
Bixler	Hill	Martin	Tvrđik
Britt	Klaver	Marvel	Williams
Carpenter	Larkin	Moulton	Wilson

Voting in the negative, 24:

Aufenkamp	Carmody	Duis	McHenry
Beaver	Carson	Fenske	Nelson
Bridenbaugh	Coffey	Hubka	Person
Brower	Cole	Kotouc	Pizer
Brown	Diers	Lee	Shultz
Burney	Dooley	Liebers	Vogel

Not voting, 3:

Adams Lillibridge Peterson

The bill having failed to receive a constitutional three-fifths majority, the President declared the bill failed of passage.

Appreciation

Mr. Anderson expressed his appreciation for the flowers sent to him by the Legislature while he was in the hospital.

Communications

Statement from Jesse Crowe, Hotel Henshaw, Omaha, Nebraska, relative to L. B. 400. Referred to Committee on Revenue.

Letter from Ray L. Dillard, Secretary, Refrigeration Trade Association of America, Washington, D. C., recommending passage of legislation concerning discarded refrigerators. Referred to Committee on Public Health and Miscellaneous Subjects.

Letter from Frank E. Bliss of Omaha, Nebraska, relative to beaver trapping regulations. Referred to Committee on Agriculture.

Resolution from the Legislature of the State of Maine, relative to the federal gasoline tax, transmitted by Harvey R. Pease, Clerk. Referred to the Committee on Revenue.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 17, 1953, at 2:00 p.m.:

L. B. 394
L. B. 397

L. B. 555

L. B. 556

LEGISLATIVE BILL 515. Correctly engrossed.
LEGISLATIVE BILL 297. Correctly engrossed.
LEGISLATIVE BILL 337. Correctly engrossed.

LEGISLATIVE BILL 550. Correctly engrossed.
LEGISLATIVE BILL 551. Correctly engrossed.
LEGISLATIVE BILL 553. Correctly engrossed.
LEGISLATIVE BILL 463. Correctly engrossed.
LEGISLATIVE BILL 486. Correctly re-engrossed.
LEGISLATIVE BILL 496. Correctly engrossed.
LEGISLATIVE BILL 267. Correctly enrolled.
LEGISLATIVE BILL 299. Correctly enrolled.
LEGISLATIVE BILL 314. Correctly enrolled.
LEGISLATIVE BILL 396. Correctly enrolled.
LEGISLATIVE BILL 407. Correctly enrolled.
LEGISLATIVE BILL 217. Correctly enrolled.
LEGISLATIVE BILL 250. Correctly enrolled.
LEGISLATIVE BILL 317. Correctly enrolled.
LEGISLATIVE BILL 495. Correctly enrolled.
LEGISLATIVE BILL 565. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 267
L. B. 299
L. B. 314
L. B. 396

L. B. 407
L. B. 217
L. B. 250

L. B. 317
L. B. 495
L. B. 565

Member Excused

Mr. Coffey was excused for Tuesday, April 21, 1953.

Visitors

Mr. Pizer introduced Messrs. George Brownfield of Hershey, Nebraska, and Wesley Shoup of Sutherland, Nebraska.

Suspend Rules—Introduce Bill

Mr. President: I move that the rules be suspended and that I be permitted to introduce a new bill. (Signed) O. H. Person

The motion prevailed with 37 ayes, 0 nays and 6 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 582. By O. H. Person of Saunders.

A bill for an act to amend section 1, Legislative Bill 2, Sixty-fourth Session, Nebraska State Legislature, 1952, relating to livestock; to provide that the provisions for reimbursing the owner for hogs infected with vesicular exanthema shall not apply to swine imported into Nebraska from another state or country if such swine are infected, or become infected, with vesicular exanthema within a period of ninety days from the date of arrival of such swine in this state; and to repeal the original section.

Suspend Rules—Place L. B. 582 on General File

Mr. President: I move that the rules be suspended and that L. B. 582 be placed on General File. (Signed) O. H. Person

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

MOTION—Place L. B. 500 on General File

Mr. President: I move that L. B. 500 be placed on General File. (Signed) Monroe Bixler

Mr. Bixler requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Syas moved that the Call be raised, which prevailed with 37 ayes, 0 nays and 6 not voting.

The Bixler motion was lost with 20 ayes, 17 nays and 6 not voting.

MOTION—Place L. B. 436 on General File

Mr. President: I move that L. B. 436 be placed on General File. (Signed) Terry Carpenter

Pending.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 498. Replaced on Select File as amended.

E and R amendments to L. B. 498:

1. To make uniform wording with other bills, strike all Revenue committee amendments and amendments by Mr. Vogel.

2. In the bill, section 1, lines 6 and 7, 8, 10, 12, 21, and 41 strike "valuation" and in lieu thereof insert "*valuation upon the assessed value of all the taxable property in such county, except intangible property*"; in lines 18 and 19 strike commencing with "per" in line 18 to and including "district" in line 19 and in lieu thereof insert "*per on the dollar valuation upon the assessed value of all the taxable property in such a rural fire district, except intangible property*"; in line 28 strike "valuation" and in lieu thereof insert "*valuation upon the assessed value of all the taxable property in such county, except intangible property*"; in line 38 strike "actual valuation" and in lieu thereof insert "*actual valuation upon the assessed value of all the taxable property in such county, except intangible property*"; and in line 48 strike the quotation marks and show as stricken.

3. In the last line of original enrollment and review amendment 1, strike "assessed valuation" and in lieu thereof insert "the assessed value of all the taxable property as prescribed, except intangible property".

LEGISLATIVE BILL 4. Placed on Select File as amended.

E and R amendments to L. B. 4:

1. Insert a period at the end of newly inserted matter by Carmody amendment.

2. In standing committee amendment 3, line 3 (2 of mimeographed) of newly inserted matter after "attending" insert "to".

3. In standing committee amendment 7, subsection (1) of newly inserted matter, lines 1 and 2 of original (1 of mimeographed) strike "for acting" and in lieu thereof insert "to act"; in subsection (3) line 2 of original (1 of mimeographed) strike "approval" and in lieu thereof insert "consideration, approval,".

4. In standing committee amendment 10, line 4 of newly inserted matter after "therein" insert "and"; in line 8 (7 of mimeographed) after the semicolon insert "to provide for certain procedure and a meeting place for the commission;"

5. In the bill, newly numbered section 2, insert a comma in line 6 after "Saline", line 8 after "Colfax", line 12 after "Greeley", line 15 after "Kearney", line 18 after "Lincoln", line 22 after "Thomas" and line 25 after "Banner"; in new section 3, line 11 strike "be" and in lieu thereof insert "is"; strike all of line 14 and in lieu thereof insert "until the next meeting of the Legislature."; in new section 4, line 10 after "all" insert "the"; and in lines 10 and 11 strike "his findings" and in lieu thereof insert "the findings of the Governor".

6. In newly numbered section 9, page 8, line 10 strike "same shall" and in lieu thereof insert "the same is proposed to".

7. In newly numbered section 11, page 9, line 1, strike "quarterly"; line 2 after "Governor" insert "each quarter"; line 4 strike ", and" and in lieu thereof insert "and as to"; line 5 strike "Reports" and in lieu thereof insert "Such reports"; and in line 8 strike "Such" and in lieu thereof insert "Each of such".

LEGISLATIVE BILL 99. Replaced on Select File as amended.

E and R amendment to L. B. 99:

1. In original enrollment and review amendment 3, strike in line 1 "Liebers 2nd amendment" and in lieu thereof insert "Carmody amendment to section 3, subsection 6, line 17"; and in line 4 of said enrollment and review amendment 3 strike "by Mr. Carmody" and in lieu thereof insert "2 by Mr. Liebers".

LEGISLATIVE BILL 301. Placed on Select File as amended.

E and R amendments to L. B. 301:

1. In the bill, section 1, page 2, insert a comma in line 12 after "taken"; in section 2, line 1, insert a comma after "clerk" and in line 2 insert a comma after "assessor"; in line 5 after "of" insert "the"; in line 6 strike "in" and in lieu thereof insert "by"; in line 8 strike "; one copy to be sent" and in lieu thereof insert ". He shall send one copy thereof"; and in line 9 strike "and one copy to be sent" and in lieu thereof insert "of his county and one".

2. In the bill title, line 5 strike "hold a session" and in lieu thereof insert "commence holding its session as prescribed"; in lines 9 and 10 strike ", when to be completed, and where to be sent; and" and in lieu thereof insert "as prescribed; to provide for sending one copy thereof to the county board of equalization and one to the State Tax Commissioner as prescribed;".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 12:06 p.m., on a motion by Mr. Williams, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, April 21, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Coffey and Cramer, who were excused.

The Journal for the Seventy-third Day was approved.

MESSAGE FROM THE GOVERNOR

TO THE PRESIDENT, SPEAKER AND
MEMBERS OF THE LEGISLATURE:

This message relates to Legislative Bills 391 and 392.

These bills shift the entire responsibility to the counties for health services above the ceilings set for assistance payments.

As I pointed out in my budget message, these bills are not economy measures as such. Nebraska's taxpayers will still support the medical program for needy persons. The saving of money in the State General Fund will be offset by the money raised in local county tax levies.

There are two strong reasons for passing these bills.

First, these bills will re-establish local, grass-root controls. Federal requirements and State supervision will be dropped as to above-ceiling health services. Until 1945 and '46 the State ceilings included health services. In those years the ceilings were re-

moved from State payments for health services. Immediately this State expense soared. In 1947 the Legislature required the counties to pay one-fourth of the cost of above-ceiling health needs. Thus the State matched \$3.00 against the counties \$1.00. Still the costs have risen almost unchecked. In the past five years these health service expenses have increased 85 per cent; in the same time the assistance case load has dropped 15 per cent.

The above recital is a typical example of what happens when a local problem is placed under central administration.

The second reason for passing these bills is that they will accomplish a saving of money to those counties which operate a less expensive and more efficient medical program for needy persons. There is no uniformity between counties in this field. In some counties the average cost of medical care is \$3.00 per case per month; other counties have an average as high as \$20.00 per case per month. Thus, under the present system, counties with lower costs because of careful administration are helping to finance the counties with extravagant costs. This is not fair. It is better for each county to determine for itself how generous it wants to be and then pay its own bill.

Legal objections have been raised to the original form of the bills. Amendments will be offered. The effect of these amendments is to include this expense under the Constitutional limit fixed for county levies. However, an Attorney General's opinion confirms that under the present law counties will be able to levy up to ten mills--this is the effect of the passage of L. B. 272 directing assessment at fifty per cent of actual value. Every county should have ample funds to meet this expense within the ten mill levy.

These bills have been widely misunderstood and I hope this statement will clarify their intention. I hope the Legislature will give favorable consideration to these bills.

Dated this 21st day of April, 1953.

(Signed) Robert B. Crosby
Governor of Nebraska

Communications

Resolution adopted by the Mayor and City Council of the City of Kearney, Nebraska, relative to L. B. 108 and L. B. 109. Referred to Committee on Public Works.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 21, 1953, at 9:00 a.m.:

L. B. 267

L. B. 299

L. B. 314

L. B. 396

L. B. 407

L. B. 217

L. B. 250

L. B. 317

L. B. 495

L. B. 565

LEGISLATIVE BILL 263. Correctly enrolled.
LEGISLATIVE BILL 327. Correctly engrossed.
LEGISLATIVE BILL 440. Correctly engrossed.
LEGISLATIVE BILL 470. Correctly engrossed.
LEGISLATIVE BILL 499. Correctly engrossed.
LEGISLATIVE BILL 528. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Agriculture

LEGISLATIVE BILL 571. Placed on General File.

(Signed) Hal Bridenbaugh, Chairman

Visitors

Mr. Burney introduced Mr. Gail McGill, Sponsor, and five students from Verdell Public School, Verdell, Nebraska.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 263

Explanation of Vote

Mr. President: Had I been present Monday, I would have voted "nay" on the motion to pass L. B. 48 over the Governor's veto. (Signed) K. W. Peterson

MOTION—Introduce Bills

Mr. President: A majority of the Committee on Agriculture voted to introduce two bills, one dealing with the State of Nebraska transferring lands to the City of Hastings, Nebraska; and the other dealing with the State of Nebraska transferring lands to the City of Grand Island, Nebraska. I move that the committee be permitted to introduce these bills. (Signed) Hal Bridenbaugh, Chairman

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

Unanimous Consent—Add Co-introducers

Mr. Bridenbaugh asked unanimous consent to add Mr. Marvel's name as a co-introducer of L. B. 583 and Mr. Martin's name as a co-introducer of L. B. 584. Consent was granted and it was so ordered.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 583. By Committee on Agriculture, Hal Bridenbaugh of Dakota, Chairman, and Richard D. Marvel of Adams.

A bill for an act to authorize the Governor to execute, acknowledge, and deliver a deed on behalf of the State of Nebraska to the city of Grand Island, Nebraska, that part of lot A in Ross and Ashton Park Addition to the city of Grand Island, Hall County, Nebraska, bounded on the north by Ashton Avenue, on the east by Vine Street, on the west by Oak Street and on the south by the C. B. & Q. Belt Line right-of-way.

LEGISLATIVE BILL 584. By Committee on Agriculture, Hal Bridenbaugh of Dakota, Chairman, and Joseph D. Martin of Hall.

A bill for an act to authorize the Governor to execute, acknowledge, and deliver a deed on behalf of the State of Nebraska to the city of Hastings, Nebraska, conveying the west seventy feet of Block 1, S. P. Coles Addition to the city of Hastings, Adams County, Nebraska.

Suspend Rules—Place Bills on General File

Mr. President: I move that the rules be suspended and L. B. 583 and L. B. 584 be placed on General File. (Signed) Hal Bridenbaugh

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 289.

A bill for an act relating to agriculture; to authorize the Department of Agriculture and Inspection to cooperate with the federal government in assembling and disseminating information regarding prices and market conditions for poultry and eggs as prescribed; to provide certain powers and duties for the Director of the Department of Agriculture and Inspection; to permit the acceptance of voluntary gifts and contributions for the purpose prescribed; to provide for the use and disposition of such funds so received; and to prohibit the use of public funds of the state or governmental agencies thereof, as prescribed, for carrying out the provisions of this act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Cole	Lee	Person
Anderson	Diers	Liebers	Peterson
Beaver	Dooley	Lillibridge	Pizer
Bridenbaugh	Duis	McHenry	Shultz
Britt	Fenske	McNutt	Syas
Brower	Hill	Martin	Tvrdik
Brown	Hubka	Marvel	Vogel
Burney	Klaver	Moulton	Williams
Carmody	Kotouc	Nelson	Wilson
Carson	Larkin		

Voting in the negative, 0.

Not voting, 5:

Aufenkamp	Carpenter	Coffey	Cramer
Bixler			

A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 18.

A bill for an act to amend section 66-504, Reissue Revised Statutes of Nebraska, 1943, relating to oils, paints, and motor vehicle fuels; to permit the issuance of certificates, at ports of entry or other designated points, as to the amount of fuel in the supply tank of a vehicle departing from this state and permitting the re-entry of such vehicle with the same amount of fuel without being taxed for the same as prescribed; to provide for taxing the excess of such fuel as prescribed; to provide when such certificates shall expire and that they are not transferable either as to persons or vehicles; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Williams
Burney	Klaver	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Coffey	Cramer
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A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 368.

A bill for an act to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that no county superintendent shall be elected by the electors of a county as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Williams
Burney	Klaver	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Coffey Cramer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 377. With emergency.

A bill for an act to amend sections 88-159, 88-162, and 88-164, Revised Statutes Supplement, 1951, relating to warehouses; to change internal references to provide that sections 88-161 to 88-165, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, shall be governed by the provisions of Chapter 88, article 1, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, except as prescribed; to change the fund to be credited with certain fees collected as prescribed; to authorize the State Railway Commission to approve or to prepare and furnish at cost, plus the expense of delivery, forms for the prescribed receipts;

to require the warehousemen, except as prescribed, to use such receipts approved or prepared and furnished by the State Railway Commission; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmony	Klaver	Moulton	

Voting in the negative, 1:

Wilson

Not voting, 3:

Aufenkamp Coffey Cramer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 485.

A bill for an act relating to livestock; to provide for a brucellosis control program on a cooperative basis with the federal government; to define terms; to provide procedure for forming areas for the control of brucellosis; to provide testing of cattle as prescribed; to provide for the expense of such tests; to provide for reimbursement by certain counties; to provide for rules and regulations; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carmody	Kotouc	Moulton
Anderson	Carpenter	Larkin	Nelson
Aufenkamp	Carson	Lee	Person
Beaver	Cole	Liebers	Peterson
Bixler	Diers	Lillibridge	Pizer
Bridenbaugh	Duis	McHenry	Shultz
Britt	Fenske	McNutt	Tvrdik
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Williams
Burney	Klaver		

Voting in the negative, 1:

Willson

Not voting, 4:

Coffey	Cramer	Dooley	Syas
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 522. With emergency.

A bill for an act to amend section 44-332, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the licensing of resident agents and insurance brokers; to change the fees that shall be paid for licensing of resident agents and brokers; to provide certain procedure and requirements in regard thereto; to provide when such fees for licenses of insurance brokers shall be paid; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams	Bixler	Brown	Carson
Anderson	Bridenbaugh	Burney	Cole
Aufenkamp	Britt	Carmody	Diers
Beaver	Brower	Carpenter	Dooley

Duis	Larkin	Martin	Pizer
Fenske	Lee	Marvel	Shultz
Hill	Liebers	Moulton	Syas
Hubka	Lillibridge	Nelson	Tvrdik
Klaver	McHenry	Person	Vogel
Kotouc	McNutt	Peterson	Williams

Voting in the negative, 1:

Wilson

Not voting, 2:

Coffey Cramer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 172.

A bill for an act to amend section 68-404, Revised Statutes Supplement, 1951, relating to blind assistance; to increase the maximum amount of the assistance that may be paid to a recipient of blind assistance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carpenter	Kotouc	Moulton
Anderson	Carson	Larkin	Nelson
Beaver	Cole	Lee	Person
Bixler	Diers	Liebers	Peterson
Bridenbaugh	Dooley	Lillibridge	Pizer
Britt	Duis	McHenry	Shultz
Brower	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Burney	Klaver	Marvel	Williams
Carmody			

Voting in the negative, 1:

Wilson

Not voting, 5:

Aufenkamp
Coffey

Cramer

Hubka

Vogel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Carson introduced Mrs. Twyla Lidolph, Leader, and sixty members of Howard County Extension Clubs.

SELECT FILE

LEGISLATIVE BILL 399.

Mr. Brown asked unanimous consent that the following amendments be adopted:

1. Amend page 3 of the bill, section 2, by striking line 7 and inserting:

"his widow, if married to the patrolman prior to the last four years of service of such patrolman prior to his retirement, shall continue to receive one half of the amount of such patrolman's annuity for the".

2. Amend page 3 of the bill, section 2, line 8 by inserting "*, not to exceed twenty years from the date of the retirement of the patrolman*" after the word "life".

Consent was granted and it was so ordered.

Advanced to E and R for re-engrossment.

Member Excused

At 10:30 a.m., Mr. McNutt was excused for the remainder of the morning.

LEGISLATIVE BILL 99. E and R amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 196. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 363. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 439. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 498. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 4. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Mr. Anderson moved to indefinitely postpone.

Mr. Anderson requested a machine vote.

Mr. Carmody requested a record vote.

Voting in the affirmative, 10:

Adams	Brower	Nelson	Tvrdik
Anderson	Fenske	Syas	Wilson
Britt	Kotouc		

Voting in the negative, 26:

Beaver	Burney	Cole	Hill
Bixler	Carmody	Diers	Hubka
Bridenbaugh	Carpenter	Dooley	Klaver
Brown	Carson	Duis	Lee

Liebers	Marvel	Peterson	Vogel
McHenry	Moulton	Pizer	Williams
Martin	Person		

Not voting, 7:

Aufenkamp	Cramer	Lillibridge	Shultz
Coffey	Larkin	McNutt	

The motion was lost.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 520 to Select File

Mr. Kotouc asked unanimous consent to return L. B. 520 to Select File for the following amendments:

1. Amend the bill by striking the Duis amendment adopted April 10, 1953.

2. Amend section 1 of the bill, line 5 by striking the comma after "foreign" and inserting "and", line 6 strike ", and domestic", lines 7 and 8 by striking "except domestic mutual insurance companies and domestic assessment associations," and show the same as stricken matter, and lines 20 and 21 by striking "mutual company and domestic assessment association" and inserting "mutual insurance company and domestic assessment".

Consent was granted and it was so ordered.

Mr. Kotouc asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for engrossment.

Suspend Rules—Consider L. B. 301

Mr. President: I move that the rules be suspended and L. B. 301 be considered on Select File. (Signed) Charles F. Tvrdik

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 301. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Mr. Aufenkamp asked unanimous consent that the following amendments be adopted:

Amend L. B. 301 by striking Section 2, renumbering Section 3 as Section 2, and amend the title accordingly.

Consent was granted.

Mr. Beaver asked unanimous consent that the following amendment be adopted:

Amend Section 1, Line 4, by striking "fifty" and inserting "forty" in lieu thereof.

Consent was granted.

Advanced to E and R for engrossment.

Visitors

Mr. Syas introduced Miss Hart, Principal, Mrs. Dinan and Mr. Stayer, Teachers, and sixty-two students from the Saratoga School, Omaha, Nebraska.

Mr. Martin introduced Mr. E. E. Warner, Teacher, and thirty-five students from the Grand Island High School, Grand Island, Nebraska.

Member Excused

Mr. Wilson was excused for the remainder of the morning.

Unanimous Consent—Return L. B. 528 to Select File

Mr. Peterson asked unanimous consent to return L. B. 528 to Select File for the following amendment:

Add the emergency clause and amend the title to conform.

Consent was granted and it was so ordered.

Mr. Peterson asked unanimous consent that his amendment, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for re-engrossment.

Invitation

Mr. Tvrdik extended an invitation to the Members of the Legislature to attend a chicken dinner at the Quinn Chapel Church, 9th and C Streets, Lincoln, Nebraska, on Wednesday, April 22, 1953.

Special Order of the Day

Consideration of the Carpenter motion to place L. B. 436 on General File.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 16:

Adams	Carmody	Larkin	Peterson
Anderson	Carpenter	Liebers	Shultz
Aufenkamp	Carson	Martin	Syas
Bixler	Dooley	Nelson	Williams

Voting in the negative, 20:

Beaver	Cole	Hubka	Marvel
Bridenbaugh	Diers	Kotouc	Moulton
Britt	Duis	Lee	Person
Brower	Fenske	Lillibridge	Pizer
Brown	Hill	McHenry	Vogel

Not voting, 7:

Burney	Cramer	McNutt	Wilson
Coffey	Klaver	Tvrdik	

The motion was lost.

Visitors

Mr. Britt introduced Miss Jenkins, Teacher, and sixty-five students from the Modern Problems Class of Lincoln High School, Lincoln, Nebraska.

Mr. Lee introduced Miss Peggy Svendgard, Teacher, and twelve students from Arlington Rural Elementary School District 37, Arlington, Nebraska; also five sponsors.

GENERAL FILE

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 145. Laid over.

LEGISLATIVE BILL 29. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Mr. Syas asked unanimous consent to add Mr. Moulton's name as a co-introducer of L. B. 29. Consent was granted and it was so ordered.

Advanced to E and R for review.

Unanimous Consent—Place L. B. 418 at Head of General File

Mr. Williams asked unanimous consent to place L. B. 418 at the head of General File. Consent was granted and it was so ordered.

LEGISLATIVE BILL 418. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Mr. Williams offered the following amendment, which was adopted:

Add the emergency clause and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 367. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Fenske introduced Mr. Harvey Misegadis and Edwin Misegadis, Sunol, Nebraska.

Mr. Syas introduced Miss Doris Fulton, Legislative Chairman of the Omaha Council P. T. A., and one hundred thirty-five persons interested in education.

Mr. Aufenkamp introduced Mrs. Raymond Nannen and eight members of the Four Corners Project Club, Syracuse, Nebraska.

Speaker Tvrdik Presiding

LEGISLATIVE BILL 295. Read and considered.

Mr. Carpenter moved to indefinitely postpone.

Pending.

NOTICE OF COMMITTEE HEARINGS

Public Works

L. B. 474 Thursday, April 30, 1953 2:00 p.m.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 375. Replaced on Select File as amended.

E and R amendments to L. B. 375:

1. In section 3, subsection 3, line 17, strike the comma before "any".

2. In section 7, line 6, page 7, strike "so to be" and in lieu thereof insert "to be so".

LEGISLATIVE BILL 99. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 402. Indefinitely postponed.

LEGISLATIVE BILL 472. Placed on General File.

LEGISLATIVE BILL 572. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Public Works**LEGISLATIVE BILL 303.** Indefinitely postponed.**LEGISLATIVE BILL 114.** Placed on General File as amended.

Standing Committee amendments to L. B. 114:

1. Amend the bill by adding a new section to be known as section 1, and to read as follows:

"Section 1. That section 39-722, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-722. (1) The wheels of all vehicles, including trailers, except those operated at twenty miles per hour or less, shall be equipped with pneumatic tires.

(2) No wheel equipped with pneumatic, solid rubber, or cushion tires shall carry a gross load in excess of nine thousand pounds, nor shall any axle carry a gross load in excess of eighteen thousand pounds. An axle load shall be defined as the total load transmitted to the road by all wheels whose centers may be included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle. No group of axles shall carry a load in pounds in excess of the maximum loads given in the following table corresponding to the distance in feet between the extreme axles of the group, measured longitudinally to the nearest feet:

(3) Every vehicle whether operated singly or in a combination of vehicles, and every combination of vehicles must comply with subsections (2), (4), and (5) of this section. The limitations imposed by this section are supplemental to all other provisions imposing limitations upon the size and weight of vehicles.

(4) The total gross weight with load imposed on the highway by any group of two or more consecutive axles of a vehicle or of a combination of vehicles where the distance between the extreme axles of said two or more consecutive axles is twenty-two feet or less, shall not exceed that given for the respective distance in the following table:

Distance in feet between the extremes of any group of axles	Maximum load in pounds carried on any group of axles
4	32,000
5	32,000
6	32,000

7	32,000
8	32,610
9	33,580
10	34,550
11	35,510
12	36,470
13	37,420
14	38,360
15	39,300
16	40,230
17	41,160
18	42,080
19	42,990
20	43,900
21	44,800
22	45,700
23	46,590
24	47,470
25	48,350
26	49,220
27	50,090
28	50,950
29	51,800
30	52,650
31	53,490
32	54,330
33	55,160
34	55,990
35	56,800
36	57,610
37	58,420
38	59,220
39	60,010
40	60,800
41	61,590
42	62,360
43	63,130
44	63,890
45	64,650

(5) When the distance between the extreme of any two or more consecutive axles or group of axles is more than 22 ft., the total gross weight with load imposed on the highway by any vehicle or combination of vehicles where the distance between the first and last axles is more than twenty-two feet shall not exceed that given for the respective distances in the following table:

<i>Distance in feet</i>	<i>Maximum load in pounds</i>
23	46,590
24	47,470
25	48,350
26	49,220
27	50,090
28	50,950
29	51,800
30	52,650
31	53,490
32	54,330
33	55,160
34	55,980
35	56,800
36	57,610
37	58,420
38	59,220
39	60,010
40	60,800
41	61,580
42	62,360
43	63,130
44	63,890
45	64,650

(6) *The distance between axles shall be measured to the nearest foot. When a fraction is exactly on half foot the next larger whole number shall be used.*

(3) (7) *These The limitations of subsections (2), (4), and (5) of this section shall apply to all main, rural, and intercity roads, but shall not be construed as inhibiting heavier axle loads in metropolitan areas if such loads are not prohibited by city ordinance.*

(4) (8) *These weights for The weight limitations of wheel and axle loads may be as defined in subsections (2), (4), and (5) of this section may be restricted by the Department of Roads and Irrigation for a reasonable period where road subgrades are materially weakened from thawing after deep frost or from a continued saturated condition of the soil.*

(9) *If any truck shall cross a bridge with a total gross load in excess of the posted capacity of said bridge and, as a result of such crossing, any damage results to the bridge, the owner of such truck shall be responsible for all of such damage."*

2. Renumber original sections 1 to 7 as sections 2 to 8, respectively.

3. Amend renumbered section 7, line 1 by adding after "sections" the figures and punctuation "39-722,".

4. Amend the title of the bill, line 2 by inserting after "sections" the figures and punctuation "39-722," line 3 by inserting after "highways", the punctuation and words "; to change weight limits of vehicles".

LEGISLATIVE BILL 473. Indefinitely postponed.

(Signed) Hugh Carson, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Carpenter, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, April 22, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Coffey and Dooley, who were excused.

The Journal for the Seventy-fourth Day was approved as corrected.

Communications

Resolution signed by the Mayor and Council of the City of Hastings, Nebraska, relative to legislation prohibiting the use of disposable or throw-away beverage containers. Referred to the Committee on Government.

Explanations of Vote

Mr. President: Had I been present I would have voted "nay" on the motion to place L. B. 436 on General File. (Signed) Robert D. McNutt

Mr. President: Had I been present I would have voted "nay" on the motion to place L. B. 436 on General File. (Signed) Sam Klaver

Mr. President: Had I been present Tuesday I would have voted "aye" on Legislative Bills 289, 18, 368, 377, 485, 522 and 172. (Signed) Glenn Cramer

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 319.

A bill for an act to amend section 8-304, Revised Statutes Supplement, 1951, relating to building and loan associations; to change to voting rights of investing members and borrowing members of building and loan associations; to provide what constitutes a quorum at a meeting of such an association; to provide when voting may be by proxy; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Williams
Burney	Klaver	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Coffey Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 464.

A bill for an act to amend section 25-1226, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure in the courts; to clarify the provisions thereof to show that requirement of service of copy of subpoena six days before trial day applies only where service is by registered mail; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrak
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Williams
Burney	Klaver	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Coffey Dooley

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 541. With emergency.

A bill for an act relating to schools; to authorize a tax levy of one half mill upon the assessed valuation of all the taxable property in this state, except intangible property, for the years 1953 and 1954 as prescribed; to provide the purpose of the levy and that the proceeds of such tax levy shall be placed in the Service Annuity Fund of this state; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Beaver	Brower	Carmody
Anderson	Bixler	Brown	Carpenter
Aufenkamp	Britt	Burney	Carson

Cole	Kotouc	Martin	Shultz
Cramer	Larkin	Marvel	Syas
Diers	Lee	Moulton	Tvrdik
Duis	Liebers	Nelson	Vogel
Fenske	Lillibridge	Person	Williams
Hill	McHenry	Peterson	Wilson
Klaver	McNutt	Pizer	

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh	Coffey	Dooley	Hubka
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Lee introduced Mr. James Miller, Teacher, and ten students from Uehling High School, Uehling, Nebraska.

Mr. Bixler introduced Dr. K. W. Findley, Director, Dr. Elwood, Sponsor, and fifteen students from the Nebraska State Teachers College, Chadron, Nebraska.

SELECT FILE

LEGISLATIVE BILL 375. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 391. Mr. Klaver asked unanimous consent that the following amendment be adopted:

For the purpose of correlation and correction, the word "sixty" in line 19, Section 3 of L. B. 391, be stricken and the word "seventy" be inserted; also in Section 3, Line 23, the word "sixty" be stricken and the word "seventy" be inserted.

Consent was granted.

Mr. Carmody asked unanimous consent that the following amendments be adopted:

1. Amend section 1 of the bill, line 31 by striking “. After” and inserting “*until January 1, 1954, and after*”.

2. Amend section 2 of the bill, line 8 by inserting “*such*” after “for”.

3. Amend section 3 of the bill, line 2 by inserting “as amended by section 1, Legislative Bill 172, Sixty-fifth Session, Nebraska State Legislature, 1953;” before the word “be”.

4. Amend section 4, line 3 by inserting “as amended by section 1, Legislative Bill 172, Sixty-fifth Session, Nebraska State Legislature, 1953;” before the word “are”.

5. Amend the bill by inserting a new section immediately following section 4 to be known as section “5” and to read as follows:

“Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.”

6. Amend the title of the bill, line 4 by inserting “as amended by section 1, Legislative Bill 172, Sixty-fifth Session, Nebraska State Legislature, 1953;” before the word “relating”, line 12 by striking “and”, and line 13 by inserting “; and to declare an emergency” after the word “sections”.

Consent was granted.

Mr. Hill moved to indefinitely postpone.

Mr. Carmody requested a record vote.

Voting in the affirmative, 12:

Anderson	Brower	Hill	Larkin
Aufenkamp	Cole	Hubka	Lillibridge
Bridenbaugh	Fenske	Kotouc	McHenry

Voting in the negative, 22:

Adams	Carmody	Liebers	Pizer
Beaver	Carson	Marvel	Syas
Bixler	Cramer	Nelson	Tvrđik
Britt	Diers	Person	Vogel
Brown	Duis	Peterson	Wilson
Burney	Klaver		

Not voting, 9:

Carpenter	Lee	Martin	Shultz
Coffey	McNutt	Moulton	Williams
Dooley			

The motion was lost.

Advanced to E and R for engrossment with 22 ayes, 13 nays and 8 not voting.

LEGISLATIVE BILL 392. Mr. Carmody asked unanimous consent that the following amendments be adopted:

1. Amend section 1 of the bill by striking the Enrollment and Review amendments thereto, lines 7 and 8 by striking the new matter and reinstating the word "Before", by striking lines 10 to 19 commencing with the word "carry" in line 10 to and including "a mill" in line 19 and showing the same as stricken matter, and in line 19 by inserting after the now stricken word "mill" the following:

"provide medical, surgical, and hospital care for needy persons of the county".

2. Amend the bill by striking sections 2 and 3, and by re-numbering sections 4 and 5 as sections 2 and 3, respectively.

3. Amend the title of the bill by striking lines 6 to 14 and inserting in lieu thereof "of needy persons in the county by a special levy as prescribed by this act; to eliminate the provisions for a special tax levy by counties for old age assistance and aid to dependent children payments; to repeal the".

Consent was granted.

Advanced to E and R for engrossment.

Special Order of the Day

GENERAL FILE

LEGISLATIVE BILL 295. Consideration of the Carpenter motion to indefinitely postpone.

The motion prevailed.

Visitors

Mr. Kotouc introduced Mr. W. F. Hitchcock, who was the Chief Clerk of the 37th Session of the Nebraska House of Representatives in 1919.

Consideration of Bills

Mr. Tyrdik suggested that the following bills be considered on General File in order to dispose of the matters which seem to be noncontroversial: L. B. 110, 338, 431, 426, 359, 549, 471, 379, 412, 519, 324, 406, 552, 353, 487, 516, 582, 571, 583, 584 and 116.

MOTION—Recess

At 9:55 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 10:10 a.m. for the purpose of reviewing the list of bills suggested for consideration.

AFTER RECESS

The Legislature reconvened at 10:10 a.m., President Warner presiding.

The roll was called and all members were present except Messrs. Coffey and Dooley, who were excused.

Visitors

Mr. Cole introduced Mr. and Mrs. Ross Rash of Gordon, Nebraska.

Mr. Brower introduced his son, Thomas Brower.

Mr. Hubka introduced Miss Norma Burger, Teacher, and thirteen students from District 5 School, DeWitt, Nebraska; also eight sponsors.

Mr. Syas introduced Mr. Wendell S. Moore, Executive Secretary of Nebraska Goodwill Industries in Omaha, Nebraska; also his wife and two children, Patricia and Richard.

Mr. Aufenkamp introduced Joseph Barto, Teacher, and twenty-six students from Nebraska City High School, Nebraska City, Nebraska.

Mr. Fenske introduced Miss Lucille Barnes, Teacher, and six students from Broadwater High School, Broadwater, Nebraska.

Mr. Tvrdik introduced Mrs. Warren Richards, Sponsor, and eleven students from Hamburg High School, Hamburg, Iowa.

GENERAL FILE

Mr. Tvrdik asked unanimous consent to consider L. B. 412. Consent was granted.

LEGISLATIVE BILL 412. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Mr. Carmody offered the following amendment, which was adopted:

Add the emergency clause to L. B. 412 and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 110. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 338. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Mr. Lillibridge offered the following amendments:

1. Amend page 6 of the bill by inserting immediately after renumbered section 5 a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 60-411, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-411. The original motor vehicle operator's license contemplated by this act shall be for the period of two years from Sep-

tember 1, 1947, and shall be renewable by the licensee on or before September 1, 1949, and on or before September 1 of each odd-numbered year thereafter; *Provided*, where an application for a renewal is made within sixty days after the expiration of such license, the applicant will not be required to take the prescribed examination, *except on and after September 1, 1953, all persons who are of the age of sixty-five years or over, must submit to a re-examination to determine as to whether or not such license may be renewed.* All renewals shall become due on the first day of September of each odd year beginning September 1, 1947, and delinquent sixty days thereafter."

2. Amend the bill by renumbering original sections 7 and 8 as sections 7 and 8, respectively.

3. Amend renumbered section 8, line 2 by inserting before "and" the figures and punctuation "60-411,".

4. Amend the title of the bill to conform.

Mr. Lee offered the following amendment to the Lillibridge amendment, which was adopted:

Amend the Lillibridge amendment to L. B. 338 by striking the words "sixty-five" in line 12 and inserting in lieu thereof the word "seventy".

The Lillibridge amendments as amended by the Lee amendment were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 431. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 426. Returned to regular position on General File.

LEGISLATIVE BILL 359. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 549. Returned to regular position on General File.

LEGISLATIVE BILL 471. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 379. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 519. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 324. Returned to regular position on General File.

LEGISLATIVE BILL 406. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 552. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for review.

Member Excused

Mr. Cramer was excused for the remainder of the morning.

LEGISLATIVE BILL 353. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 487. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 516. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 582. Read and considered.

Mr. Person offered the following amendment, which was adopted:

Add the emergency clause and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 571. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 583. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend Section 1, Line 3, by adding before the word "that" the word "conveying" and amend the title to conform.

Mr. Marvel offered the following amendment, which was adopted:

Add the emergency clause and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 584. Read and considered.

Mr. Martin offered the following amendment, which was adopted:

Add the emergency clause and amend the title to conform.

Advanced to E and R for review.

Approved by the Governor

April 22, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable

Body that on April 21, 1953, he approved L. B. 217, 250, 267, 299, 314, 317, 396, 407 and 565.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

April 22, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform your Honorable Body that on April 21, 1953 he approved L. B. 495.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 22, 1953, at 9:30 a.m.:

L. B. 263

LEGISLATIVE BILL 522. Correctly enrolled.
LEGISLATIVE BILL 375. Correctly engrossed.
LEGISLATIVE BILL 469. Correctly engrossed.
LEGISLATIVE BILL 339. Correctly engrossed.
LEGISLATIVE BILL 480. Correctly engrossed.
LEGISLATIVE BILL 498. Correctly engrossed.
LEGISLATIVE BILL 301. Correctly engrossed.
LEGISLATIVE BILL 504. Placed on Select File as amended.

E and R amendments to L. B. 504:

1. In the bill, section 1, line 15, insert a comma after "cream"; line 20, after "association"; line 39, after "handled"; and in line 65, after "sale"; strike all of line 62, after the second comma and in lieu thereof insert "*decomposed, or which contains or*"; line 64, strike ", or" and in lieu thereof insert "*, or contains undesirable flavors or odors.*".

2. In section 2, line 11, insert a comma after "sell"; line 17, after "places"; line 14, before "Bureau" insert "the"; line 18, strike "are insanitary," and in lieu thereof insert "(a) are insanitary, (b)"; line 19, strike the second "or" and in lieu thereof insert ", or (c)"; line 49, strike the second "or" and in lieu thereof insert "or "; in the same line strike "or express company" and in lieu thereof insert "*company, or express company,*"; insert a comma, in line 59, after "storing"; line 62, after "color"; and in line 65, after "mark".

3. In the bill title, line 4, after the second semicolon insert "to provide what shall be done with unlawful milk or cream offered for sale;".

LEGISLATIVE BILL 509. Placed on Select File as amended.

E and R amendments to L. B. 509:

1. In standing committee amendment 1, original amendments, section 1, lines 15, 18, 21, and 24 strike the quotation marks after the matter shown as stricken, and show the same as stricken matter; in line 21 strike "and" and show as stricken matter; in lines 27 and 40 strike the quotation marks and show as stricken matter.

2. In section 2, of standing committee amendment 1, line 46 of original amendments, insert a comma after "duties".

3. At the end of new section 3, insert a new section 4 to read as follows:

"Sec. 4. That original section 2-910, Revised Statutes of Nebraska, 1943, and section 2-943, Revised Statutes Supplement, 1951, are repealed."

LEGISLATIVE BILL 258. Placed on Select File as amended.

E and R amendments to L. B. 258:

1. In standing committee amendment 3, last line of the newly inserted matter the period should be stricken.

2. In the bill, section 1, page 2, line 4 strike "as" and show as stricken matter; in the same line after the last comma insert "(1)"; in line 8 strike "and" and in lieu thereof insert "(2)"; in line 9 insert a comma after "act"; in line 11 after "and" insert "(3)"; in same line strike "the" before "period" and in lieu thereof insert "such"; in lines 13 and 14 strike ", remitting said" and in lieu thereof insert "remitting said . *Such dealers shall remit such*"; in line 15 strike ", which" and in lieu thereof insert ", which . *The department*"; in line 16 strike the first comma and show as stricken matter.

3. In section 2, page 2, line 6 after "refunds" insert a comma; in line 12 the word "fuel" should be plural as in Statutes; in section 3, page 4, line 16 strike "the" and in lieu thereof insert "such"; and in line 20 insert a comma after "deductions".

4. In the bill title, line 8 strike "increase in the".

LEGISLATIVE BILL 367. Placed on Select File as amended.

E and R amendments to L. B. 367:

1. In the bill, section 1, page 2, line 8 after "and" insert "a"; in line 9 after "having" insert "the"; insert a comma in line 10 after "child" and at the end of the line, and in line 12 after "matter"; in line 13 after "avoiding" insert "the"; and in line 15 after "of" insert "such".

2. In the bill title, line 4 strike "form of" and in lieu thereof insert "that"; line 5 strike ", and the manner of" and in lieu thereof insert "filed in the prescribed court shall state the relief desired; to provide for"; in line 6 after "having" insert "the", in same line after "child" insert "as prescribed"; in line 8 strike "sureties", and in the same line after "the" insert "corporate surety".

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 235. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Education

LEGISLATIVE BILL 283. Placed on General File as amended.

Standing Committee amendments to L. B. 283:

1. Amend page 2 of the bill, section 1, line 5 by inserting after the figures and punctuation "79-1052," the following:

"for those fiscal years to and including the fiscal year ending August 31, 1955, shall be without restriction, and thereafter such levy", line 6 by striking the new matter and reinstating the old matter.

2. Amend page 2 of the bill, section 2, line 5 by inserting after the word "levy" the following:

"to be determined by the Board of Education without restriction for those fiscal years to and including the fiscal year ending August 31, 1955 and thereafter",

line 5 by striking the new matter and reinstating the old matter, line 8 by inserting after the word "levy" the following:

"to be determined by the Board of Education without restriction for those fiscal years to and including the fiscal year ending August 31, 1955 and thereafter",

line 9 by striking the new matter and reinstating the old matter, lines 16 and 17 by striking the new matter and reinstating the old matter, lines 20 and 21 by striking the new matter and reinstating the old matter.

3. Amend the title to the bill, line 4 by striking the words "increase the maximum" and inserting in lieu thereof, "remove restrictions on the amount of the", line 7 by inserting after the word "fund" the following:

"for those fiscal years to and including the fiscal year ending August 31, 1955",

line 7 by striking the words "increase the" and inserting in lieu thereof, "provide for", line 7 by inserting after the word "levy" the following: "thereafter".

(Signed) Richard D. Marvel, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 522

Announcement—Government Committee

Mr. Wilson announced that there would be an executive session of the Committee on Government this afternoon at 1:00 p.m. in the East Senate Lounge.

Adjournment

At 11:57 a.m., on a motion by Mr. Kotouc, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

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SEVENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, April 23, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Adams, who was excused.

The Journal for the Seventy-fifth Day was approved.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 515. With emergency.

A bill for an act to amend section 12-101, Revised Statutes of Nebraska, 1943, relating to cemeteries; to give the trustees of Wyuka Cemetery additional powers; to authorize them to pay for improvements of streets, alleys, public ways, or grounds abutting cemetery property as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Aufenkamp	Bridenbaugh	Carmody	Coffey
Beaver	Britt	Carpenter	Cole
Bixler	Brown	Carson	Cramer

Diers	Kotouc	Moulton	Syas
Dooley	Liebers	Nelson	Tvrdik
Duis	Lillibridge	Person	Vogel
Fenske	McHenry	Peterson	Williams
Hill	McNutt	Pizer	Wilson
Klaver	Marvel	Shultz	

Voting in the negative, 0.

Not voting, 8:

Adams	Brower	Hubka	Lee
Anderson	Burney	Larkin	Martin

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 297.

A bill for an act to amend sections 19-2035.01 and 19-2043, Revised Statutes Supplement, 1951, relating to municipal employees retirement system; to provide conditions for withdrawal from the system and the disbursement of refunds; to provide certain procedure in case of such withdrawal; to permit the purchase of annuities under the prescribed circumstances; to permit the municipality to administer the system under certain conditions; to provide certain procedure and payments under such change of administration; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Aufenkamp	Coffey	Lee	Person
Beaver	Cole	Liebers	Peterson
Bixler	Cramer	Lillibridge	Pizer
Bridenbaugh	Diers	McHenry	Shultz
Britt	Dooley	McNutt	Syas
Brower	Duis	Martin	Tvrdik
Brown	Fenske	Marvel	Vogel
Burney	Hill	Moulton	Williams
Carmody	Klaver	Nelson	Wilson
Carson	Kotouc		

Voting in the negative, 0.

Not voting, 5:

Adams	Carpenter	Hubka	Larkin
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 337.

A bill for an act to amend section 28-512, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the limitation of the value of the property stolen in the offense of petit larceny; to increase the penalty for first offense petit larceny; to make a second or any subsequent offense petit larceny a felony, and to provide penalties therefor; to provide a construction clause; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Aufenkamp	Carson	Hill	Martin
Beaver	Coffey	Klaver	Marvel
Bridenbaugh	Cole	Kotouc	Moulton
Britt	Cramer	Lee	Person
Brower	Diers	Liebers	Pizer
Brown	Dooley	Lillibridge	Shultz
Burney	Duis	McHenry	Tvrdik
Carpenter	Fenske	McNutt	Wilson

Voting in the negative, 6:

Carmody	Nelson	Syas	Williams
Hubka	Peterson		

Not voting, 5:

Adams	Bixler	Larkin	Vogel
Anderson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 550.

A bill for an act to amend section 28-508, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of goods and chattels in the crime defined; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Anderson	Burney	Fenske	Martin
Aufenkamp	Carpenter	Hill	Marvel
Beaver	Carson	Klaver	Moulton
Bixler	Cole	Kotouc	Pizer
Bridenbaugh	Cramer	Lee	Shultz
Britt	Diers	Liebers	Tvrdik
Brower	Dooley	McHenry	Vogel
Brown	Duis	McNutt	Wilson

Voting in the negative, 9:

Carmody	Lillibridge	Person	Syas
Coffey	Nelson	Peterson	Williams
Hubka			

Not voting, 2:

Adams	Larkin
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 551.

A bill for an act to amend section 28-513, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of goods and chattels in the crime defined; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Anderson	Burney	Fenske	Martin
Aufenkamp	Carson	Hill	Marvel
Beaver	Coffey	Klaver	Moulton
Bixler	Cole	Kotouc	Pizer
Bridenbaugh	Cramer	Lee	Shultz
Britt	Diers	Liebers	Tvrdik
Brower	Dooley	McHenry	Vogel
Brown	Duis	McNutt	

Voting in the negative, 9:

Carmody	Nelson	Peterson	Williams
Hubka	Person	Syas	Wilson
Lillibridge			

Not voting, 3:

Adams	Carpenter	Larkin
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 553.

A bill for an act to amend section 28-583, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the required amount of damage to the prescribed equipment or property of a railroad to constitute the crime defined; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Anderson	Brown	Cramer	Klaver
Aufenkamp	Burney	Diers	Kotouc
Beaver	Carmody	Dooley	Larkin
Bixler	Carpenter	Duis	Lee
Bridenbaugh	Carson	Fenske	Liebers
Britt	Coffey	Hill	Lillibridge
Brower	Cole	Hubka	McHenry

McNutt	Moulton	Shultz	Vogel
Martin	Pizer	Tvrdik	Wilson
Marvel			

Voting in the negative, 5:

Nelson	Peterson	Syas	Williams
Person			

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 463.

A bill for an act to amend section 28-506, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the amount of money or the value of goods and chattels stolen or destroyed as prescribed to be grand larceny; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Anderson	Carmody	Fenske	Martin
Aufenkamp	Carpenter	Hill	Marvel
Beaver	Carson	Klaver	Moulton
Bixler	Coffey	Kotouc	Pizer
Bridenbaugh	Cole	Larkin	Shultz
Britt	Cramer	Lee	Tvrdik
Brower	Diers	Liebers	Vogel
Brown	Dooley	McHenry	Wilson
Burney	Duis	McNutt	

Voting in the negative, 7:

Hubka	Nelson	Peterson	Williams
Lillibridge	Person	Syas	

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 486.

A bill for an act relating to civil administration departments of the State of Nebraska; to create the Department of Motor Vehicles; to provide for the appointment of a Director of the Department of Motor Vehicles as head of the Department of Motor Vehicles; to provide the term of office, qualifications, and salary of the director; to define functions, powers, and duties of the Department of Motor Vehicles and the director; to provide for the transfer, reallocation, and assignment of existing functions, powers, and duties of the Department of Roads and Irrigation, division of motor vehicles, and the State Engineer to the Department of Motor Vehicles and the director thereof; to provide for transfer of records, books, files, and other physical property as prescribed; to provide for a seal; to amend section 81-101, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Beaver	Coffey	Kotouc	Person
Bixler	Cole	Lee	Peterson
Brower	Cramer	Liebers	Pizer
Brown	Diers	Lillibridge	Shultz
Burney	Dooley	McNutt	Syas
Carmody	Duis	Martin	Tvrđik
Carpenter	Hill	Marvel	Williams
Carson	Klaver	Moulton	Wilson

Voting in the negative, 8:

Anderson	Bridenbaugh	Hubka	Nelson
Aufenkamp	Fenske	McHenry	Vogel

Not voting, 3:

Adams	Britt	Larkin
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 496.

A bill for an act to amend section 28-507, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to increase the value of the property received or stolen before being imprisoned as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Carpenter	Fenske	McNutt
Aufenkamp	Carson	Hill	Martin
Beaver	Coffey	Klaver	Marvel
Bixler	Cole	Kotouc	Moulton
Bridenbaugh	Cramer	Larkin	Pizer
Britt	Diers	Lee	Shultz
Brower	Dooley	Liebers	Tvrdek
Brown	Duis	McHenry	Vogel
Burney			

Voting in the negative, 9:

Carmody	Nelson	Peterson	Williams
Hubka	Person	Syas	Wilson
Lillibridge			

Not voting, 1:

Adams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 504. E and R amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 509. E and R amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 258. E and R amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

MOTION—Bracket L. B. 258

Mr. President: I move to bracket L. B. 258 until L. B. 259 is on Select File. (Signed) John Aufenkamp

The motion prevailed and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 145. Laid over.

Visitors

Mr. Lillibridge introduced Mrs. Ruth Cowel, Teacher, and thirty-three students from Wilber Junior High School, Wilber, Nebraska; also four mothers.

Mr. Lee introduced Miss Barbara Olson, Teacher, and nine students from District 12 School, Washington County, Blair, Nebraska; also two mothers.

LEGISLATIVE BILL 12. Read and considered.

Mr. Williams offered the following amendments, which were adopted:

Page 2, Section 1, Line 3, reinstate after "68-313." the following:

"It shall be unlawful, except for purposes directly connected with the administration of general assistance, old age assistance, aid to the blind, or aid to dependent children, and in accordance with the rules and regulations of the Board of Control, for any person or persons to solicit, disclose, receive, make use of, or to authorize, knowingly permit, participate in, or acquiesce in the use of, any information concerning, persons applying for or receiving such assistance, directly or indirectly derived from the records, papers, files or communications of the state or county, or subdivisions or agencies thereof, or acquired in the course of the performance of official duties; *Provided*, members of the Nebraska Legislature and all state and county officials of this state shall have free access at all times to all records and information in connection with

such assistance. *The public shall have free access to all information concerning lists of names and amounts of payments which appear on any financial records of the county and which may be obtained from the assistance claim and/or warrant register filed monthly in the office of the county clerk, except that no lists shall be used for commercial or political purposes.*" and strike the new matter.

Mr. Klaver moved to indefinitely postpone.

Mr. Williams requested a record vote.

Voting in the affirmative, 4:

Hill	Klaver	McHenry	Pizer
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Voting in the negative, 33:

Aufenkamp	Carson	Larkin	Nelson
Beaver	Coffey	Lee	Person
Bixler	Cole	Liebers	Peterson
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McNutt	Syas
Brower	Duis	Martin	Tvrdik
Brown	Fenske	Marvel	Vogel
Burney	Kotouc	Moulton	Williams
Carmody			

Not voting, 6:

Adams	Carpenter	Hubka	Wilson
Anderson	Cramer		

The motion was lost.

Advanced to E and R for review.

Visitors

Mr. Liebers introduced Dr. Logan and eleven students from the Parliamentary Procedure Class of Union College, Lincoln, Nebraska.

LEGISLATIVE BILL 13. Read and considered.

Mr. Burney moved to indefinitely postpone.

The motion prevailed.

Unanimous Consent—Revert to Reading of Reports

Mr. Carpenter asked unanimous consent to revert back to the reading of Standing Committee Reports. No objection. So ordered.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on April 23, 1953, at 9:55 a.m.:

L. B. 522

LEGISLATIVE BILL 18. Correctly enrolled.
LEGISLATIVE BILL 172. Correctly enrolled.
LEGISLATIVE BILL 289. Correctly enrolled.
LEGISLATIVE BILL 319. Correctly enrolled.
LEGISLATIVE BILL 368. Correctly enrolled.
LEGISLATIVE BILL 377. Correctly enrolled.
LEGISLATIVE BILL 464. Correctly enrolled.
LEGISLATIVE BILL 485. Correctly enrolled.
LEGISLATIVE BILL 541. Correctly enrolled.
LEGISLATIVE BILL 200. Correctly engrossed.
LEGISLATIVE BILL 363. Correctly engrossed.
LEGISLATIVE BILL 528. Correctly re-engrossed.

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 259. Placed on General File as amended.

Standing Committee amendments to L. B. 259:

1. Amend section 1 of the bill by striking the new matter in lines 3 to 51 and reinstating the word "Thirty" in line 49, line 59 by striking "may" and showing the same as stricken matter, by striking lines 60 to 79 and showing the old matter as stricken matter, and line 79 after the now stricken matter insert

"exceeds two hundred thousand or more persons, forty per cent, in any county in which the population of the cities and incorporated

villages therein, as appear from the federal census from time to time, is more than ten thousand and less than two hundred thousand persons, thirty per cent, and in all other counties twenty per cent, of the motor vehicle registration fees paid by residents of the cities and incorporated villages in their county shall be credited by the county treasurer to the road fund of the cities and incorporated villages within such county in the proportion that the motor vehicle registration of each bears to the total motor vehicle registration of all such cities and incorporated villages, and the sum of money so allocated shall be used by such cities and incorporated villages for constructing street improvements, and for the cleaning, maintenance, and repair of streets or boulevards; and the remainder of such fees so collected shall be credited by the county treasurer to the county road fund."

2. Amend the bill by adding two new sections to be known as sections 2 and 3, and to read as follows:

"Sec. 2. That section 39-725, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-725. Any person, firm, association, partnership, or corporation who shall violate any of the provisions of sections 39-719 to 39-724, 79-488, or 60-301 to 60-343 or any person, firm, association, partnership, corporation, or agent thereof, who shall drive or move, cause or knowingly permit to be moved on any public highway, road, street, or alley, any vehicle or vehicles which exceed the limitations as to width, length, height, or weight, as provided in sections 39-719 to 39-723, or the safety features provided in section 79-488 for which penalty is not elsewhere provided, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than ten dollars nor more than one five hundred dollars for each offense. If the offender so violating is an individual, he may be punished by imprisonment in the county jail not exceeding thirty days, or by both such fine and imprisonment. It shall be the duty of the sheriffs of the several counties and other police officials to enforce the provisions of sections 39-719 to 39-725, 60-301 to 60-343, and 79-488.

Sec. 3. That section 60-311.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-311.03. Any truck or combination of trucks or trailers, or semitrailers not included in the three succeeding classifications, shall be deemed commercial trucks and the license registration

plates for such trucks or trailers shall carry, in addition to the registration number, the letter "C". The terms "commercial truck" and "commercial trailer" shall not include the three following classifications: (a) Trucks and trailers operated wholly and exclusively within an incorporated city, town, village, or within five miles of the corporate limits thereof where owned and operated, shall carry on license plates in addition to the registration number, the letter "L". (b) Trucks and trailers of farmers or ranchers, *except tractor and semitractor units and those vehicles hauling a net load of more than eight tons shall be classified as commercial vehicles for registration purposes*, used wholly and exclusively to carry supplies to the owner's farm or ranch, used by the farmer or rancher to carry his own products to storage or market or used by farmers or ranchers in exchange of service in such hauling of such supplies or products, shall carry on license plates, in addition to the registration number, the letter "F". (c) "Light trailers," attached to a passenger car and used wholly and exclusively to carry miscellaneous items of personal property, shall carry on license plates, in addition to the registration number, the letter "Z".

3. Renumber sections 2 to 5 as sections 3 to 7, respectively.

4. Amend renumbered section 4 of the bill by striking the new matter in lines 3 to 83, line 82 by reinstating the word "Each", lines 109 and 113 by striking "five" and inserting "five six".

5. Amend renumbered section 5 of the bill by striking the new matter in lines 3 to 69, line 72 by striking "five" and inserting "five six", lines 76 to 80 by striking all of the line 76 commencing with "and", by striking all of lines 77, 78, and 79 and the words "more, the" in line 80 and showing the same as stricken matter, line 80 by striking "fee shall be five" and inserting "registration fee shall be five six", line 81 by striking "and used" and show the same as stricken matter, by striking commencing with the word "twenty-five" in line 82 and all of lines 83 to 110 and show the same as stricken matter, and line 110 by inserting after the now stricken matter, the following:

"based on the weight of said vehicle. To ascertain the weight, the unladen weight in pounds shall be used and to which there shall be added in pounds the number of persons said vehicle is equipped to carry times two hundred, the sum thereof being the weight of said vehicle for license purposes. The unladen weight shall be ascertained by scale weighing of the vehicle fully equipped and as used upon the highways under the supervision of a

member of the Nebraska Safety Patrol, and certified by such patrol member to the Department of Roads and Irrigation. The fee therefore shall be as follows:

(1) If said vehicle weighs thirty-two thousand pounds and less than thirty-four thousand pounds, it shall be licensed as a twelve ton truck as provided in section 60-330 and pay the same fee as therein provided.

(2) If said vehicle weighs thirty thousand pounds and less than thirty-two thousand pounds, it shall be licensed as an eleven ton truck as provided in section 60-330 and pay the same fee as therein provided.

(3) If said vehicle weighs twenty-eight thousand pounds and less than thirty thousand pounds, it shall be licensed as a ten ton truck as provided in section 60-330 and pay the same fee as therein provided.

(4) If said vehicle weighs twenty-two thousand pounds and less than twenty-eight thousand pounds, it shall be licensed as a nine ton truck as provided in section 60-330 and pay the same fee as therein provided.

(5) If said vehicle weighs sixteen thousand pounds, and less than twenty-two thousand pounds, it shall be licensed as an eight ton truck as provided in section 60-330 and pay the same fee as therein provided.

(6) If said vehicle weighs less than sixteen thousand pounds, it shall be licensed as a five ton truck as provided in section 60-330 and pay the same fee as therein provided; Provided, that upon registration of motor vehicles equipped to carry seven passengers or more and engaged entirely in transportation of passengers for hire within municipalities or in and within a radius of five miles thereof, or engaged in the transportation for hire of school children and school teachers to school activities and school functions away from the school, and for passenger cars owned and used exclusively by schools, colleges, or charitable institutions, the conditions and fees for such registration shall be fixed by the Department of Roads and Irrigation and such fees shall be determined by the same rate as paid by commercial trucks; and the carrying capacity of such motor vehicle or bus shall be computed by multiplying the maximum number of passengers the bus is equipped to carry by one hundred fifty pounds. For passenger cars leased for hire where no driver or chauffeur is furnished by lessor

as part of the consideration paid for by the lessee, incident to the operation of the leased motor vehicle, the fee shall be ten dollars."

6. Amend renumbered section 6 of the bill, lines 3 to 15 by striking the new matter, line 17 by inserting "factory rated" before carrying, by striking lines 18, 19, and 20 and showing the old matter as stricken matter and inserting in lieu thereof, the following:

"of one and one half tons or less, four *twelve* dollars; two tons, six dollars; more than two tons, four dollars for each additional ton of the carrying ton capacity ; and of more than one and one half tons, fifteen dollars."

7. Amend renumbered section 7 of the bill, lines 3 to 45 by striking the new matter, line 44 by reinstating "The", by striking lines 52 to 68 and show the same as stricken matter and inserting at the end thereof the following:

"ten dollars; one ton, fifteen dollars; one and one half tons, twenty-five dollars; two tons, thirty dollars; two and one half tons, forty dollars; three tons, sixty-five dollars; three and one half and four tons, eighty dollars; four and one half tons, ninety-five dollars; five tons, one hundred twenty dollars; five and one half and six tons, one hundred fifty dollars; six and one half and seven tons, one hundred seventy-five dollars; seven and one half and eight tons, two hundred dollars; eight and one half and nine tons, two hundred twenty-five dollars; nine and one half and ten tons, two hundred fifty dollars; eleven tons, two hundred seventy-five dollars; twelve tons, three hundred dollars; thirteen tons, three hundred twenty-five dollars; fourteen tons, three hundred fifty dollars; fifteen tons, three hundred seventy-five dollars; sixteen tons, four hundred dollars; seventeen tons, four hundred twenty-five dollars; eighteen tons, four hundred fifty dollars; nineteen tons, four hundred seventy-five dollars; twenty tons, five hundred dollars; twenty-one tons, five hundred twenty-five dollars; twenty-two tons, five hundred fifty dollars; twenty-three tons, five hundred seventy-five dollars; twenty-four tons, six hundred dollars; twenty-five tons, six hundred twenty-five dollars; Provided, that for fractional tons in excess of the twenty per cent or the tolerance of one thousand pounds, as provided in section 39-723.03, the fee shall be computed on the basis of the next higher bracket. No registration fee shall be required on truck-tractors and trailers owned and used exclusively by any irrigation district for hauling draglines. No truck shall be registered for a fee which is computed on a basis that is less than its rated carrying capacity when such factory rated carrying capacity is three tons or less."

8. Amend renumbered section 10 of the bill by striking the new matter in lines 3 to 8, line 7 by reinstating the stricken word "For", and line 9 by striking "eight" and inserting "eight fifteen".

9. Amend the bill by adding two new sections immediately following renumbered section 7 to be known as sections 8 and 9 and to read as follows:

"Sec. 8. That section 60-335, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-335. No registration fee shall be charged for any motor vehicle owned by any city or village of this state for the use of the police, or fire or other departments, nor for any motor vehicle owned and used by any school district, county, state or the United States government.

Sec. 9. That section 60-336, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-336. For the registration of every motorcycle, the fee shall be two ~~three~~ dollars."

10. Renumber original sections 6, 7, 8, and 9, as sections 10, 11, 12, and 13, respectively.

11. Amend renumbered section 11 of the bill, lines 3 to 9 by striking the new matter, line 8 by reinstating "For", lines 10 to 12 by striking "if" in line 10, striking line 11 and striking "eight hundred pounds," in line 12 and showing as stricken matter, and line 12 by striking "six" and inserting "six fifteen".

12. Amend renumbered section 12, line 1 by inserting "39-729, 60-311.03," before "60-320", and line 2 by inserting "60-335, 60-336," before "60-337".

13. Amend the title to conform.

LEGISLATIVE BILL 577. Placed on General File as amended.

Standing Committee amendments to L. B. 577:

1. Amend section 1 of the bill, line 55 by striking the word "within" and show the same as stricken matter.

2. Amend the bill by adding a new section immediately following section 7 to be known as section 8 and to read as follows:

"Sec. 8. That section 15-806, Revised Statutes of Nebraska, 1943, be amended to read as follows:

15-806. The council shall have the power to assess, levy and collect a poll tax, not to exceed three dollars, upon every male inhabitant of said city between the ages of twenty-one and fifty years, who is sane and not a public charge as a pauper, not an honorably discharged veteran of the World War who is disabled or who is receiving disability compensation from the federal government, not an honorably discharged veteran of the Spanish-American war, or not a member of the police or fire department. The council shall also have the power to assess, levy and collect a special tax on all dogs in the city, and the fund so arising shall be paid to the city treasurer and expended as the council may direct. Road taxes collected from property in the city shall be paid to the city treasurer and expended as the council may direct; *Provided*, the council shall have the power to levy and collect a tax not to exceed five mills *upon the assessed value of all the taxable property of such city, except intangible property*, in addition to the tax hereinbefore authorized for the purpose of purchasing, holding, and improving public grounds and parks, park extensions and improvements, and university campus extension."

3. Renumber original sections 8 to 74 as sections 9 to 75, respectively.

4. Amend renumbered section 15 of the bill, lines 4 and 5 by deleting "on all municipal purposes" as the same do not appear in the statutes.

5. Amend renumbered section 17, line 6 by striking "actual" and inserting "assessed", line 10 by inserting "county" before "assessor", and line 11 by striking all of the line to and including the word "township" and show the same as stricken matter.

6. Amend renumbered section 62, line 15 by striking the words "actual valuation" and inserting "actual valuation assessed value", by striking line 17 and the word "zation" in line 18 and showing the same as stricken matter.

7. Amend the bill by adding a new section immediately following renumbered section 75 and to read as follows:

"Sec. 76. That section 77-512, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-512. The State Board of Equalization and Assessment shall make a levy of state taxes for the General Fund throughout the state after having determined the rate of taxation upon *all the assessed value of all the taxable property* in the state, except intangible property otherwise taxed. The levy shall be based *on upon the valuation assessed value* of *all the taxable property* of record in the office of the Tax Commissioner for the year in which the levy is made, *except intangible property.*"

8. Renumber original sections 75 to 97 as sections 77 to 99, respectively.

9. Amend renumbered section 98, line 2 by inserting "15-806," before "16-675", line 8 by inserting "77-512," before "77-516", and line 29 by striking "77-904" and inserting "79-904".

10. Amend the title of the bill, line 2 by inserting "15-806," before "16-675", line 10 by inserting "77-512," before "77-516", and line 33 by striking "77-904" and inserting "79-904".

(Signed) Karl E. Vogel, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 18

L. B. 319

L. B. 464

L. B. 172

L. B. 368

L. B. 485

L. B. 289

L. B. 377

L. B. 541

MOTION—Special Order, L. B. 259

Mr. President: I move that L. B. 259 be made first order of business on General File Monday, April 27, 1953. (Signed) Terry Carpenter

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

GENERAL FILE

LEGISLATIVE BILL 109. Bracketed until Thursday, April 30, 1953.

LEGISLATIVE BILL 108. Bracketed until Thursday, April 30, 1953.

LEGISLATIVE BILL 107. Mr. Carpenter asked unanimous consent that L. B. 107 be considered on General File immediately after L. B. 259 on Monday, April 27, 1953. No objection. So ordered.

LEGISLATIVE BILL 281. Read and considered.

Mr. Burney offered the followed amendment, which was adopted:

Amend Section 1, Line 8, by striking "fifty" and inserting "fifth" in lieu thereof.

Advanced to E and R for review.

LEGISLATIVE BILL 282. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 426. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 401. Bracketed until Wednesday, April 29, 1953.**Visitors**

Mr. Aufenkamp introduced Mrs. Miller, Teacher, and five students from Brownville High School, Brownville, Nebraska.

Mr. Hubka introduced Mrs. Lucille Learned, Teacher, and twenty-one students from Odell, Nebraska; also five sponsors.

Mr. Person introduced Father Prachar, Sister Phyllis and Sister Alice and twenty-two students from Saint Mary's Parochial School, David City, Nebraska; also five sponsors.

LEGISLATIVE BILL 331. Bracketed. To be considered after L. B. 443.**LEGISLATIVE BILL 462.** Read and considered.**Mr. Bixler Presiding**

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Mr. Aufenkamp offered the following amendments, which were adopted:

1. Strike the words "a majority" in Section 1, line 8, page 2, and insert in lieu thereof the words "three-fifths".

2. Amend Section 5, lines 14 and 15, page 3, by striking the words "a majority" and inserting in lieu thereof the words "three-fifths".

3. Insert the words "not more than" after the word "of" in Section 26, line 4, page 12.

Advanced to E and R for review.

Member Excused

Mr. Klaver was excused at 11:15 for the remainder of the day and for Friday, April 24, 1953.

Announcement—Revenue Committee

Mr. Vogel announced that there would be an executive session of the Committee on Revenue this afternoon at 2:00 p.m.

LEGISLATIVE BILL 256. Read and considered.

Mr. Bridenbaugh moved to reject the Standing Committee amendment found in the Legislative Journal for the Fifty-seventh Day.

The motion prevailed, and the amendment was rejected.

Advanced to E and R for review.

LEGISLATIVE BILL 354. Read and considered.

Motion to adopt the Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day pending.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 519. Placed on Select File as amended.

E and R amendment to L. B. 519:

1. In the bill, section 1, line 3, after "have" insert "*the*"; and in line 8, after "thereof" insert a comma.

LEGISLATIVE BILL 424. Placed on Select File as amended.

E and R amendments to L. B. 424:

1. In Standing Committee amendments 9 and 15, last line of each, insert a comma after "*incorporation*" in newly inserted matter.

2. In section 1, line 3, after the period, insert "(1)"; line 23, strike "At such hearing" and in lieu thereof insert "(2) At such the hearing referred to in subsection (1) of this section,"; line 30 strike "; and provided further, that in" and in lieu thereof insert " and provided further, that in . (3) In"; and in line 31, insert a comma after "association".

3. In section 3, insert a comma in line 2, after "*society*"; line 5, after "*trustees*"; line 7, after "*society*"; and in line 15, after "*by*" and "*proceeding*".

4. In new section 4, as shown on Standing Committee amendment 21, insert a comma in line 1, after "association"; line 3, before "shall"; line 4, after "agency"; line 5, after "section"; line 12, after "membership"; line 15, after "society"; line 16, after "concerned"; and in line 17, after "organization".

5. In the bill title, line 5, after "authority" insert "or denominational state wide cooperative agency, as prescribed,"; in the same line after "associations" insert "are abandoned or"; line 7, after the semicolon, insert "to further set forth the conditions under which a religious association shall be deemed to have ceased to exist or maintain its organization,"; and in line 12, after the semicolon, insert "to prohibit certain designations in names of local religious associations as prescribed; to provide certain procedure and proceedings,".

LEGISLATIVE BILL 516. Placed on Select File as amended.

E and R amendments to L. B. 516:

1. In the bill, section 1, line 3, strike the comma and in lieu thereof insert "and the"; line 7, strike ", and the" and in lieu thereof insert ". The"; and in line 8, after "sales" insert "shall be".

2. In the bill title, line 3, after "sale" insert ", by the Board of Educational Lands and Funds,"; line 6, after "title" insert "to which"; and in line 8, after "provide" insert "that".

LEGISLATIVE BILL 29. Placed on Select File as amended.

E and R amendments to L. B. 29:

1. In the bill, section 1, page 2, line 1, after "who" insert "(1)"; line 3 strike "who" and in lieu thereof insert "(2)"; line 4 strike "and" and in lieu thereof insert ", and (3) is"; line 10 after the second "such" insert "an"; line 12 strike ", and" and in lieu thereof insert "and furnishing"; and in line 5 strike the first comma.

2. In section 2, line 6, strike ", and it" and in lieu thereof insert ". It"; in line 3 insert a comma at the end of the line; in section 3, line 3 strike the comma; and in line 4 strike "upon" and in lieu thereof insert "to the persons applying for and entitled to the same, under section 1 of this act, upon the".

3. In the bill title, line 2 after "that" insert "the prescribed"; line 3 strike "may be issued" and in lieu thereof insert "complying with the provisions of this act shall be issued a set of"; lines 6 and 7 of original (line 6 of printed) strike "the form of such application, and" and in lieu thereof insert "for an application for the same; to fix".

LEGISLATIVE BILL 537. Replaced on Select File as amended.

E and R amendments to L. B. 537:

1. In new section 1, as shown upon original Tvrdik amendment 1, line 3, strike "driver" and in lieu thereof insert "driver operator"; line 4, strike "property damage" and in lieu thereof insert "property damage to the property of any one person, including such operator,"; line 5 before "one hundred" insert "more than"; in same line strike "or more" and show as stricken matter; line 6 strike "twenty-four hours" and in lieu thereof insert "twenty-four hours ten days, as provided by subsection (1) of section 60-505,"; in line 9 before the period, insert "or within the time provided by ordinance of such city or village, if the report is required by ordinance of such city or village, as set forth in section 4 of this act"; line 11, before the period insert "within forty-eight hours thereafter"; in the same line, strike "drivers" and in lieu thereof insert "drivers operators"; in line 12 strike the comma and show as stricken matter.

2. In original section 4, now section 2, line 6 after "damage" insert "*to an apparent extent*"; line 7 insert a comma after "person"; in Tvrdik amendment to line 9 of said section before "4" insert "1 or" and after the word "act" insert "*to the local police or police headquarters of a city or village*".

3. In original section 5, now section 3, line 6 after "person" insert "*, including such operator, to an apparent extent*".

4. Strike in Burney amendment to present section 4, all of the new insertion after "amount of" and in lieu thereof insert "*damage to the property of any one person, including such operator, is to an apparent extent in excess of one hundred dollars or if injuries to any person or the death of any person resulted from such accident. Additional reports may be required to be furnished as provided by sections 39-764 and 60-505.*"

5. In new insertion by Tvrdik amendment 4, first line, strike "in" and in lieu thereof insert "a" and in last line after "of" insert "section".

6. In Tvrdik amendment 5, line 1, after "4" insert "now numbered 5".

7. Add to the new insertion to the title by enrollment and review amendment 3 after "prescribed" the following: "; to clarify the conflicting requirements of the sections of this act in regard to the amount of damage requiring such reports and the procedure, time of making, and the requirements thereof".

(Signed) Joseph D. Martin, Chairman

Public Works

LEGISLATIVE BILL 225. Placed on General File as amended.

Standing Committee amendments to L. B. 225:

1. Amend page 2 of the bill, Section 1, line 10, by inserting after the word "district" the words "*or power appropriator*".

2. Amend the title to conform.

LEGISLATIVE BILL 529. Indefinitely postponed.

LEGISLATIVE BILL 268. Indefinitely postponed.

LEGISLATIVE BILL 216. Indefinitely postponed.

LEGISLATIVE BILL 262. Placed on General File as amended.

Standing Committee amendments to L. B. 262:

1. Amend page 5 of the bill, Section 6, line 4, by inserting after the new material "be responsible for" the words "*the preparation of*".

2. Amend page 6 of the bill, Section 7, line 4, by inserting after the word "cities" the words and figure "*having a population of less than 25,000 inhabitants*".

3. Amend the bill by striking all of Section 9 and by re-numbering sections 10, 11, 12, 13, 14, 15, 16, and 17 as sections 9, 10, 11, 12, 13, 14, 15, and 16.

4. Amend page 11 of the bill, renumbered section 12, line 10, by striking the word "*public*" and inserting in lieu thereof the word "*state*".

(Signed) Hugh Carson, Chairman

Judiciary

LEGISLATIVE BILL 580. Placed on General File.

LEGISLATIVE BILL 581. Placed on General File as amended.

Standing Committee amendment to L. B. 581:

1. Amend page 4, Section 2, Line 13, by striking the word "exceed" and inserting in lieu thereof the words "*be less than*".

(Signed) Robert D. McNutt, Chairman

Government

LEGISLATIVE BILL 545. Indefinitely postponed.

LEGISLATIVE BILL 155. Placed on General File.

LEGISLATIVE BILL 518. Indefinitely postponed.

LEGISLATIVE BILL 569. Placed on General File.

LEGISLATIVE BILL 568. Placed on General File.

LEGISLATIVE BILL 247. Placed on General File.

LEGISLATIVE BILL 484. Indefinitely postponed.

LEGISLATIVE BILL 148. Placed on General File as amended.

Standing Committee amendment to L. B. 148:

1. Strike commencing with the word "in" in line 5, section 1, page 2, to and including the word "June" in the same line and insert in lieu thereof "*after the second Monday in April, 1952, May*".

(Signed) Charles Wilson, Chairman

Adjournment

At 12:06 p.m., on a motion by Mr. Brower, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, April 24, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Klaver, who were excused.

The Journal for the Seventy-sixth Day was approved as corrected.

Communications

Cards from George E. Fox of Bellevue, Nebraska; Armin Vogt of Plymouth, Nebraska; Charles N. Mack of Omaha, Nebraska; and Don C. Griffin of North Platte, Nebraska, amateur radio operators of Nebraska, relative to L. B. 29. Referred to the Committee on Public Works.

Telegram from Frank S. Dyba of Omaha, Nebraska, relative to L. B. 29. Referred to the Committee on Public Works.

Letter from Clement J. Edwards of Omaha, Nebraska, relative to L. B. 338. Referred to Committee on Judiciary.

Letter from Leon S. Wetzel, Secretary-Treasurer, Highline Highway Association, Curtis, Nebraska, concerning the one cent gasoline tax. Referred to Committee on Revenue.

Copy of Resolution adopted by the Sandhills Conservation Association of Cherry County, Nebraska, transmitted by Frank M. Reece, Secretary, relative to L. B. 311. Referred to Committee on Public Works.

STANDING COMMITTEE REPORTS**Government**

LEGISLATIVE BILL 493. Placed on General File.
LEGISLATIVE BILL 260. Indefinitely postponed.
LEGISLATIVE BILL 30. Indefinitely postponed.
LEGISLATIVE BILL 261. Indefinitely postponed.
LEGISLATIVE BILL 16. Indefinitely postponed.
LEGISLATIVE BILL 105. Placed on General File.
LEGISLATIVE BILL 420. Placed on General File.
LEGISLATIVE BILL 532. Placed on General File.

(Signed) Charles Wilson, Chairman

MOTION—Introduce Bill

Mr. President: A majority of the Committee on Government voted to introduce a bill to provide for the licensing of those purchasing grain from the owner for resale. I move that the committee be permitted to introduce this bill. (Signed) Charles Wilson, Chairman

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 585. By Committee on Government, Charles Wilson of Madison, Chairman.

A bill for an act to provide for the licensing of any person, firm, or corporation, other than a licensed public grain warehouseman, who shall purchase grain from the owner for purpose of resale; to provide penalties; and to declare an emergency.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on April 24, 1953, at 9:00 a.m.:

L. B. 18

L. B. 319

L. B. 464

L. B. 172

L. B. 368

L. B. 485

L. B. 289

L. B. 377

L. B. 541

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 23. Re: Committee to Study Air Conditioning of Legislative Chamber.

Introduced by Terry Carpenter of Scotts Bluff.

WHEREAS, the Nebraska State Capitol was completed prior to the advent of air conditioning and

WHEREAS, the Chamber is badly in need of improved heating and ventilating facilities

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That a Committee of seven members of the Legislature be appointed to study and have the authority to act in taking steps to provide the Legislature with proper air conditioning facilities.

Suspend Rules—Place L. B. 585 on General File

Mr. President: I move that the rules be suspended and L. B. 585 be placed on General File. (Signed) Herbert J. Duis

The motion prevailed with 29 ayes, 3 nays and 11 not voting.

Visitors

Mr. Coffey introduced Mrs. R. W. Clonch, Mrs. I. L. Bozarth, Mrs. Willard Hoyt, Mr. Edwin G. Zander and Mr. Milton E. Ploghoft, McCook, Nebraska.

Mr. McNutt introduced Mr. Wm. Gillies, Teacher, and twenty-five students from Irving Junior High School, Lincoln, Nebraska.

Mr. McNutt introduced Mrs. Inez Honnan, Director of Visual Education, Miss Marie Bourke, Principal, Mrs. Dixie Wier, Teacher, Mr. Ralph Holland and thirty students from Saratoga School, Lincoln, Nebraska.

Mr. Syas introduced Mrs. Marie Kavan, Principal, Mrs. Denker, Teacher, and thirty-five students from the Monmouth Park School, Omaha, Nebraska; also two sponsors.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 327. With emergency.

A bill for an act to amend sections 79-1032, 79-1041, 79-1045, and 79-1056, Revised Statutes Supplement, 1951, relating to schools; to redefine terms; to remove the provision that an employee shall not become a member of the retirement system until he has attained the age of twenty-five; to strike the provision that prior service credit must be acquired by employment in a school district other than the district involved; to make the prescribed changes in the adjustment of benefits in the event a member of such system shall be made eligible for social security; to redefine terms; to provide for the adjustment of benefits for members who receive a service annuity from the state school retirement system; to provide for regular interest on back contributions for prior service; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Adams Burney Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 440.

A bill for an act to amend section 24-507.01, Revised Statutes Supplement, 1951, relating to county courts; to provide that the acting county judge may also receive compensation from the county for services during the disqualification or absence from the county of the regular county judge of such county as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Adams Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 470.

A bill for an act to repeal section 28-949, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Anderson	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Pizer
Bixler	Cramer	Lee	Shultz
Bridenbaugh	Diers	Liebers	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carson	Hubka	Moulton	

Voting in the negative, 3:

Carmody	Lillibridge	Peterson
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Not voting, 5:

Adams	Carpenter	Klaver	Nelson
Aufenkamp			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 499.

A bill for an act to amend section 31-436, Reissue Revised Statutes of Nebraska, 1943, relating to drainage districts; to provide for the distribution of the funds on hand or to be collected when a district is dissolved; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Beaver	Bridenbaugh	Brower
Aufenkamp	Bixler	Britt	Brown

Burney	Duis	Lillibridge	Peterson
Carmody	Fenske	McHenry	Pizer
Carpenter	Hill	McNutt	Shultz
Carson	Hubka	Martin	Syas
Coffey	Kotouc	Marvel	Tvrdek
Cole	Larkin	Moulton	Vogel
Cramer	Lee	Nelson	Williams
Diers	Liebers	Person	Wilson
Dooley			

Voting in the negative, 0.

Not voting, 2:

Adams Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 99.

A bill for an act relating to drainage; to provide for watershed districts; to provide for their organization; to set forth the purposes, procedures, and powers thereof; to provide the duties of certain officers and boards; to provide for jurisdiction of the courts as prescribed; to provide that this act shall not affect the rights of any governmental subdivision or public corporation organized or in existence prior to the effective date of this act; to make certain acts or failures to act unlawful; to provide penalties; to define terms; and to provide how this act may be cited.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Anderson	Carpenter	Larkin	Person
Aufenkamp	Carson	Lee	Peterson
Beaver	Coffey	Liebers	Pizer
Bixler	Cole	Lillibridge	Shultz
Bridenbaugh	Cramer	McHenry	Syas
Britt	Diers	McNutt	Tvrdek
Brower	Dooley	Martin	Vogel
Brown	Duis	Marvel	Williams
Burney	Fenske	Moulton	Wilson
Carmody	Kotouc	Nelson	

Voting in the negative, 1:

Hill

Not voting, 3:

Adams

Hubka

Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Suspend Rules—Consider L. B. 301 on Final Reading

Mr. President: I move that we suspend the rules and take up L. B. 301 on Final Reading today. (Signed) Charles F. Tvrdik

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 301. With emergency.

A bill for an act to amend section 77-1502, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the time for the county board of equalization to commence holding its session as prescribed; to change the maximum length of the session of such board; to provide for records of the proceedings and actions of the board, and where available for inspection; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Anderson	Carpenter	Kotouc	Moulton
Aufenkamp	Carson	Larkin	Nelson
Beaver	Coffey	Lee	Peterson
Bixler	Cole	Liebers	Pizer
Bridenbaugh	Cramer	Lillibridge	Shultz
Britt	Diers	McHenry	Syas
Brower	Dooley	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Wilson
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 5:

Adams
Hill

Klaver

Person

Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 54. Indefinitely postponed.

LEGISLATIVE BILL 161. Placed on General File.

(Signed) Karl E. Vogel, Chairman

SELECT FILE

LEGISLATIVE BILL 424. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 537. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

Suspend Rules—Consider L. B. 367 and 29 on Select File

Mr. President: I move to suspend the rules and take up L. B. 367 and L. B. 29 on Select File. (Signed) Joseph D. Martin

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 367. E and R amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Consider Bill

Mr. Peterson asked unanimous consent to consider L. B. 114 after L. B. 107 on General File.

Consent was granted and it was so ordered.

Member Excused

Mr. Liebers was excused for Monday, April 27, 1953.

Visitors

Mr. Hubka introduced Miss Ruth Werner, Teacher, and twelve students from Zion Lutheran School, Clatonia, Nebraska; also sixteen sponsors.

Mr. Williams introduced Mr. Kelley, Ray Johnson, Tom Sanburg, Bud Kempter, Ellwood Meek, Dewey Swanson and Mr. Ball, from Ravenna, Nebraska.

Mr. Anderson introduced Mrs. Clyde Smith, Teacher, and five students from the fifth and sixth grades of District 37 School, Polk County, Nebraska.

Mr. Lee introduced Gerhard Mengers, Teacher, and twenty-two students from Kennard High School, Kennard, Nebraska.

Mr. Person introduced Miss Amy Kaifer, Teacher, and eleven students from District 22 School, Butler County, Fairview, Nebraska; also seven sponsors.

Mr. Hubka introduced Mrs. Donald Finch, Teacher, and fifteen students from District 71 School, Gage County, Nebraska; also eight sponsors.

Mr. Shultz introduced Misses Beverly Scheurich, Joyce Bickel and Marilyn Bodensedt, Teachers, and thirty-eight students from Wayne County Rural Schools.

GENERAL FILE

LEGISLATIVE BILL 354. Consideration of the motion to adopt Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day.

The motion prevailed with 24 ayes, 9 nays and 10 not voting.

Mr. Bridenbaugh offered the following amendment, which was adopted:

Amend Section 1, line 20, by striking "1955" and inserting "1957".

Advanced to E and R for review.

Member Excused

Mr. Kotouc was excused for the remainder of the week.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 301. Correctly enrolled.
LEGISLATIVE BILL 463. Correctly enrolled.
LEGISLATIVE BILL 496. Correctly enrolled.
LEGISLATIVE BILL 515. Correctly enrolled.
LEGISLATIVE BILL 551. Correctly enrolled.
LEGISLATIVE BILL 553. Correctly enrolled.
LEGISLATIVE BILL 439. Correctly engrossed.
LEGISLATIVE BILL 196. Correctly engrossed.
LEGISLATIVE BILL 552. Placed on Select File as amended.

E and R amendments to L. B. 552:

1. Strike the Standing Committee Amendment 1.

2. In section 1, lines 5 and 12, strike "on all" and in lieu thereof insert "*on upon the assessed value of all the*"; line 6, after the comma, insert "*except intangible property,*"; line 8, strike "a" and in lieu thereof insert "*a the*"; in the same line strike "funds" and in lieu thereof insert "fund" as in statutes; and in line 13, strike "the county" and in lieu thereof insert "*the such county , except intangible property,*".

3. In the bill title line 5, after the semicolon, insert "to restrict the right of the county boards of equalization of counties to levy three-tenths of a mill, as prescribed, for such purpose to counties having a population of more than two hundred thousand inhabitants;"

LEGISLATIVE BILL 353. Placed on Select File as amended.

E and R amendments to L. B. 353:

1. In the bill, section 2, page 2, line 2, strike "them" and in lieu thereof insert "the same"; and in line 3 insert a comma after "Fund".

2. In the bill title, strike the balance of the title commencing with "and" in line 5, and in lieu thereof insert "and to validate the prescribed placing of money heretofore received under such Act of Congress in such fund; and to declare an emergency."

LEGISLATIVE BILL 582. Placed on Select File as amended.

E and R amendments to L. B. 582:

1. In the bill, section 1, line 4, after "found" insert a comma; line 7, strike the comma and show as stricken; line 8, strike "its value" and in lieu thereof insert "*its the value thereof*"; and in lines 9 and 10, strike ", and the" and in lieu thereof insert ", Revised Statutes of Nebraska, 1943, and the . *The*".

2. In the bill title, line 5, strike "for hogs" and in lieu thereof insert "of swine found to be".

LEGISLATIVE BILL 584. Placed on Select File as amended.

E and R amendments to L. B. 584:

1. In section 1, line 2, insert a comma after "deed"; and also in line 3, after "Nebraska".

2. In the bill title, line 3, insert a comma after "deed"; and also before "to" in line 4.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 301

L. B. 496

L. B. 551

L. B. 463

L. B. 515

L. B. 553

GENERAL FILE**LEGISLATIVE BILL 98.**

Mr. Beaver offered the following amendments, which were adopted:

1. Amend page 3 of the bill, section 2, line 3 by inserting after the word "funds" the following:

" , except necessary improvements for the temporary handling and sheltering of livestock".

2. Amend the bill by amending the McNutt amendment 3 by striking lines 5 to 8 commencing with the word "line" in line 5.

3. Amend the title of the bill, line 13 by inserting after the word "lands" the following:

" , except necessary improvements for the temporary handling and sheltering of livestock".

Advanced to E and R for review.

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 145. Laid over.

LEGISLATIVE BILL 358. Laid over.

LEGISLATIVE BILL 513. Laid over.

LEGISLATIVE BILL 466. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Add Co-introducer

Mr. Carpenter asked unanimous consent that his name be added as a co-introducer of L. B. 193. Consent was granted and it was so ordered.

Member Excused

Mr. Hubka was excused for Monday morning, April 27, 1953.

Visitors

Mr. Anderson introduced Miss Posey and Miss Sewell, Teachers, and forty-two students from Edgar, Nebraska.

Unanimous Consent—Withdraw L. B. 157

Mr. McNutt asked unanimous consent to withdraw L. B. 157. Consent was granted and it was so ordered.

Approved by the Governor

April 24, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 24, 1953, he approved L. B. 522 and on April 23, 1953, he approved L. B. 263.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Adjournment

At 11:53 a.m., on a motion by Mr. Lillibridge, the Legislature adjourned until 10:00 a.m., Monday, April 27, 1953.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, April 27, 1953

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Hubka and Liebers, who were excused.

The Journal for the Seventy-seventh Day was approved.

Visitor

Mr. Bixler introduced former Senator William Hern of Chadron, Nebraska, who addressed the Legislature briefly.

Communications

Letters from Ferris A. Kramer of Omaha, Nebraska, and J. A. MacLean of Cozad, Nebraska, relative to L. B. 29. Referred to Committee on Public Works.

Cards from J. A. MacLean and Willie Goesch of Cozad; Allan T. Smith of Culbertson; Gordon L. Monie of Franklin; Verlin E. Anderson of Fremont; Earle and Marion Olson, Jim Noland, Frank G. Gibbs, Alan McMillan, and Edward W. Johnson of Omaha; William C. Gettman of Norfolk; James M. Dawson and William F. Lemons of North Platte; Sherman C. Lyon and George Kempkes of Superior; Williard E. Larson of Wahoo; and Leo J. Henen of Whitney, Nebraska; also D. G. Kohler of St. Joseph, Minnesota, relative to L. B. 29. Referred to Committee on Public Works.

Letter from Paul D. Zimmer, of Falls City, President of the League of Nebraska Municipalities, and Victor D. Bremer, of Nebraska City, Chairman of the Legislative Committee of the League of Nebraska Municipalities, relative to L. B. 259. Referred to the Committee on Revenue.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL 208. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 25, 1953, at 10:30 a.m.:

L. B. 301
L. B. 463

L. B. 496
L. B. 515

L. B. 551
L. B. 553

LEGISLATIVE BILL 297. Correctly enrolled.
LEGISLATIVE BILL 327. Correctly enrolled.
LEGISLATIVE BILL 337. Correctly enrolled.
LEGISLATIVE BILL 440. Correctly enrolled.
LEGISLATIVE BILL 470. Correctly enrolled.
LEGISLATIVE BILL 486. Correctly enrolled.
LEGISLATIVE BILL 550. Correctly enrolled.
LEGISLATIVE BILL 391. Correctly engrossed.
LEGISLATIVE BILL 504. Correctly engrossed.
LEGISLATIVE BILL 509. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 297
L. B. 327

L. B. 337
L. B. 440

L. B. 470
L. B. 486
L. B. 550

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 375. With emergency.

A bill for an act relating to cities and villages, all; to provide for the acquisition, purchase, construction, reconstruction, improvement, betterment, and extension of industrial buildings by cities and villages for the prescribed use or purposes; to authorize and regulate the issuance of revenue bonds for financing such industrial buildings as prescribed; to provide for the payment of such bonds and the rights of holders thereof; to define terms; to provide a construction clause; to provide the effect of and certain procedure in the event of a default in the payment of such revenue bonds or otherwise as prescribed; to provide for the leasing of such projects, enterprises, or buildings; to provide for the payment of certain sums in lieu of taxes to the State of Nebraska and to the county, city, village, school district, and any other political subdivisions, authorized to levy taxes, in which such industrial buildings are located as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 34:

Adams	Carpenter	Larkin	Person
Anderson	Carson	Lee	Peterson
Aufenkamp	Coffey	Lillibridge	Pizer
Bixler	Cole	McHenry	Shultz
Bridenbaugh	Diers	McNutt	Syas
Britt	Duis	Martin	Vogel
Brower	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carmody	Kotouc		

Voting in the negative, 5:

Beaver	Cramer	Dooley	Nelson
Brown			

Not voting, 4:

Hubka	Klaver	Liebers	Tvrdik
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 469.

A bill for an act relating to insurance; to provide a procedure for changing the method of doing business by domestic insurance companies from that of a stock company to that of a mutual company, including the ascertainment of the value of the interest of the stockholders thereof in the company, and the retirement of such stock and transferring the management of the company to the policyholders of the company; to provide certain duties for the Director of Insurance and his employees; to provide for the payment of certain expenses; and to provide a validity clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carmody	Hill	Nelson
Anderson	Carpenter	Kotouc	Person
Aufenkamp	Carson	Larkin	Peterson
Beaver	Coffey	Lee	Pizer
Bixler	Cole	Lillibridge	Shultz
Bridenbaugh	Cramer	McHenry	Syas
Britt	Diers	McNutt	Tvrdik
Brower	Dooley	Martin	Vogel
Brown	Duis	Marvel	Williams
Burney	Fenske	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Hubka	Klaver	Liebers
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 339.

A bill for an act to amend sections 28-572 and 28-573, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punish-

ments; to increase the value of personal property destroyed or injured to distinguish between a felony or misdemeanor; to increase certain penalties to be imposed for a felony and for a misdemeanor for destroying or injuring personal property as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Brown	Dooley	Martin
Anderson	Burney	Duis	Marvel
Aufenkamp	Carpenter	Fenske	Moulton
Beaver	Carson	Hill	Pizer
Bixler	Coffey	Kotouc	Shultz
Bridenbaugh	Cole	Larkin	Tvrdik
Britt	Cramer	Lee	Vogel
Brower	Diers	McNutt	

Voting in the negative, 9:

Carmody	Nelson	Peterson	Williams
Lillibridge	Person	Syas	Wilson
McHenry			

Not voting, 3:

Hubka	Klaver	Liebers
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 480.

A bill for an act to amend section 44-320, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide that the retirement of the capital stock of a domestic stock insurance company and the payment to the holders of such stock of its value, under a plan of mutualization of such company, shall not constitute a sale of such stock under the prohibitions of this act; to provide that a contract to reinsure or assume the risks and business of another insurance company through reinsurance or consolidation as prescribed shall not be deemed to be a sale or purchase of property within the prohibition of this act; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carmody	Hill	Person
Anderson	Carpenter	Kotouc	Peterson
Aufenkamp	Carson	Lee	Pizer
Beaver	Coffey	Lillibridge	Shultz
Bixler	Cole	McHenry	Syas
Bridenbaugh	Cramer	McNutt	Tvrdik
Britt	Diers	Martin	Vogel
Brower	Dooley	Marvel	Williams
Brown	Duis	Moulton	Wilson
Burney	Fenske	Nelson	

Voting in the negative, 0.

Not voting, 4:

Hubka	Klaver	Larkin	Liebers
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 498.

A bill for an act to amend section 77-1603, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to authorize the county board of any county to transfer, by resolution entered on its records, money received from the levy for the county road fund or the county bridge fund from one fund to the other as need may arise; to provide that the levies referred to in said section are based upon the assessed value of all the taxable property as prescribed, except intangible property; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Adams	Beaver	Britt	Carpenter
Anderson	Bixler	Brower	Carson
Aufenkamp	Bridenbaugh	Burney	Coffey

Cole	Lee	Moulton	Syas
Cramer	Lillibridge	Nelson	Tvrdik
Fenske	McHenry	Person	Vogel
Hill	McNutt	Pizer	Williams
Kotouc	Martin	Shultz	Wilson
Larkin	Marvel		

Voting in the negative, 6:

Brown	Diers	Duis	Peterson
Carmody	Dooley		

Not voting, 3:

Hubka	Klaver	Liebers
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Coffey introduced Mr. and Mrs. George Pohlenz of Alma, Nebraska.

Mr. Brower introduced Mr. DeForest Hughes, Teacher, and five students from Monroe High School, Monroe, Nebraska.

Mr. Person introduced Miss Thersa Dennis of Jamestown, New York.

Mr. Anderson introduced former Senator R. H. Kreutz of Giltner, Nebraska, who addressed the Legislature briefly.

Suspend Rules—Consider Bills on Select File

Mr. President: I move that we suspend the rules and take up the bills on Select File. (Signed) Charles F. Tvrdik

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

SELECT FILE

LEGISLATIVE BILL 519. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 516. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Mr. McNutt asked unanimous consent that the following amendments be adopted:

1. Amend page 2 of the bill, section 1, lines 1 and 2 by striking "within the corporate limits of the city of Lincoln, Nebraska," and inserting in lieu thereof the following:

"in the south half of section twenty-three, and the west half of section twenty-six, all in township ten north, range six, east of the sixth principal meridian, Lancaster County, Nebraska,".

2. Amend the title of the bill, lines 3, 4, and 5 by striking "within the corporate limits of the city of Lincoln, Nebraska," and inserting in lieu thereof the following:

"in the south half of section twenty-three, and the west half of section twenty-six, all in township ten north, range six, east of the sixth principal meridian, Lancaster County, Nebraska,".

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 552. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 353. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 582. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Mr. Syas asked unanimous consent that the following amendments be adopted:

1. Amend section 1 of the bill, line 18 by inserting "*that has been fed raw garbage or*" before the word "imported".

2. Amend the title of the bill, line 6 by inserting "that has been fed raw garbage or" before the word "imported".

Consent was granted.

Mr. Person asked unanimous consent that the following amendment be adopted:

1. Amend line 21, page 2, by deleting the word "ninety" and inserting in lieu thereof the word "sixty".

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 584. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

MOTION—Advance L. B. 258

Mr. President: I move that L. B. 258 be moved from Select File to E and R for engrossment. (Signed) Terry Carpenter

Mr. Aufenkamp requested a record vote.

Voting in the affirmative, 26:

Adams	Carpenter	Lee	Moulton
Anderson	Coffey	Lillibridge	Nelson
Bixler	Cole	McHenry	Peterson
Bridenbaugh	Diers	McNutt	Pizer
Brower	Duis	Martin	Williams
Brown	Hill	Marvel	Wilson
Burney	Klaver		

Voting in the negative, 9:

Aufenkamp	Carmody	Kotouc	Person
Beaver	Dooley	Larkin	Syas
Britt			

Not voting, 8:

Carson	Fenske	Liebers	Tvrdik
Cramer	Hubka	Shultz	Vogel

The motion prevailed.

STANDING COMMITTEE REPORTS**Revenue**

LEGISLATIVE BILL 88. Indefinitely postponed.

LEGISLATIVE BILL 300. Indefinitely postponed.

LEGISLATIVE BILL 325. Placed on General File as amended.

Standing Committee amendments to L. B. 325:

1. Amend section 1, lines 3, 4, and 5, by reinstating the stricken matter.

2. Amend section 1, line 5, by inserting after the word "board", the following: "; Provided, that in counties having a population of more than two hundred thousand inhabitants, the county board shall constitute the county board of equalization".

3. Amend section 1, line 6 and 10, by striking the words "or his deputy".

4. Add the emergency clause.

5. Amend the title to conform.

(Signed) Karl E. Vogel, Chairman

Public Works

LEGISLATIVE BILL 311. Placed on General File.

LEGISLATIVE BILL 357. Placed on General File as amended.

Standing Committee amendments to L. B. 357:

1. Amend Page 2, Section 2, line 3 by inserting the word "highway" after the word "state".

2. Amend Page 2, Section 3, line 1 by inserting the word "real" after the word "of".

3. Amend Page 2, Section 3, line 2 by inserting the word "new" after the words "property for".

4. Amend Page 2, Section 3, lines 3, 4, 5, 6, 7, and 8 by deleting the words "Nebraska portion of the interregional highway system as promulgated under federal law, and in locations determined by the State Engineer of Nebraska in conjunction with

highway officials of adjoining states, or for any highway paid for in whole or in part with federal or state funds within a metropolitan city and its suburban area" and insert the following words in lieu thereof *"highway to be constructed, relocated or reconstructed in either rural or urban areas and paid for in whole or in part with federal or state highway funds"*.

LEGISLATIVE BILL 414. Indefinitely postponed.

LEGISLATIVE BILL 416. Indefinitely postponed.

LEGISLATIVE BILL 421. Indefinitely postponed.

LEGISLATIVE BILL 533. Indefinitely postponed.

LEGISLATIVE RESOLUTION 20. Not adopted.

(Signed) Hugh Carson, Chairman

Visitors

Mr. Shultz introduced Russell D. Salak, Secretary-Treasurer of the Volunteer Firemen of Nebraska, from Schuyler, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 259. Considered.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) Terry Carpenter

The motion was lost.

Approved by the Governor

April 27, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 25, 1953, he approved L. B. 301 and on April 27, 1953, he approved L. B. 18, 172, 319, 368, 377, 463, 464, 485, 496, 515, 551 and 553.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 256. Placed on Select File.

LEGISLATIVE BILL 281. Placed on Select File as amended.

E and R amendments to L. B. 281:

1. In the bill, section 1, page 2, line 16 strike “, and said special taxes” and in lieu thereof insert “, and said special taxes”.

2. In the bill title line 5 before the semicolon insert “before installments thereof are delinquent and the rate of interest after they are delinquent as prescribed”.

LEGISLATIVE BILL 354. Placed on Select File as amended.

E and R amendment to L. B. 354:

1. In the bill title, line 6, strike “1955” and in lieu thereof insert “1957”.

LEGISLATIVE BILL 418. Placed on Select File as amended.

E and R amendments to L. B. 418:

1. In the bill, section 1, page 2, line 34 insert a comma at the end of the line.

2. In the bill title, strike the balance of the title commencing with “pro-” in line 3, and in lieu thereof insert “change certain requirements and procedure in regard to school district reorganizations under the particular prescribed circumstances; to repeal the original section; and to declare an emergency.”.

LEGISLATIVE BILL 571. Placed on Select File as amended.

E and R amendments to L. B. 571:

1. In the bill, section 1, page 2, line 4 after “and” insert “(1)”; in line 5 strike “Grain Warehouse state General Fund,” and in lieu thereof insert “Grain Warehouse Fund, until July 1, 1953,”; in line 8 after “sections” insert “and (2) thereafter credited to the state General Fund and money appropriated by the Legislature for such purpose shall be so used by the commission”.

2. In the bill title, line 8 after “Fund” insert “on and after July 1, 1953”.

LEGISLATIVE BILL 583. Placed on Select File as amended.

E and R amendments to L. B. 583:

1. In the bill, section 1, page 2, line 2 insert a comma after "deed"; in line 3 insert a comma after "Nebraska" and in line 6 insert a comma at the end of the line.

2. In the bill title, line 8 insert a comma after the second "Street".

LEGISLATIVE BILL 392. Replaced on Select File as amended.

E and R amendment to L. B. 392:

1. In Carmody amendment 3, line 2, to the title, strike "by" and in lieu thereof insert "shall be paid from the proceeds of".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 11:50 a.m., on a motion by Mr. Anderson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

SEVENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, April 28, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Wilson, who was excused for one hour.

The Journal for the Seventy-eighth Day was approved as corrected.

Communications

Cards from Bruce Anderson, Holdrege, Nebraska, and Frank W. Cooper, Omaha, Nebraska, relative to L. B. 29. Referred to Committee on Public Works.

Communication from Mr. Edward Gutmann, Omaha, Nebraska, relative to L. B. 29. Referred to Committee on Public Works.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 99. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 99

Visitors

Mr. Bridenbaugh introduced Mr. Wayne Hogmann, Superintendent, and eighteen students from Newcastle High School, Newcastle, Nebraska.

MOTION—Introduce Bills

Mr. President: I move that the Legislature grant permission to the Labor and Public Welfare Committee to introduce two bills dealing with assistance and social security, made necessary by a government regulation. The Committee unanimously voted for this request. (Signed) Sam Klaver, Chairman

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 586. By Committee on Labor and Public Welfare, Sam Klaver of Douglas, Chairman.

A bill for an act to amend sections 68-202 and 68-402, Revised Statutes Supplement, 1951, relating to assistance; to provide that on and after July 1, 1953, individual receiving care in a public or private institution may be granted old age or blind assistance payments only if such institution is subject to a state authority or authorities which shall be responsible for establishing and maintaining standards for such institutions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 587. By Committee on Labor and Public Welfare, Sam Klaver of Douglas, Chairman.

A bill for an act to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 70, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to public health and welfare; to provide that any fraternal organization owning or operating a hospital or home for children, aged, or infirm may be issued a license for such hospital or home upon its written application and agreeing to comply with the provisions of sections 71-2017 to 71-2030, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to repeal the original section; and to declare an emergency.

Suspend Rules—Place Bills on General File

Mr. President: I move that the rules be suspended and L. B. 586 and L. B. 587 be placed on General File. (Signed) Sam Klaver

The motion prevailed with 38 ayes, 0 nays and 5 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 200.

A bill for an act relating to the practice of professional nursing; to provide for the examination, licensing, and regulation of persons to practice professional nursing; to provide for a Board of Nursing Education and Nurse Registration under the Department of Public Instruction; to provide the powers and duties of the board; to prescribe penalties for violations of the provisions of this act; and to repeal sections 71-1,108 to 71-1,123, and 71-1,125 to 71-1,132, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,124, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Moulton
Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody			

Voting in the negative, 0.

Not voting, 2:

Lee Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 363.

A bill for an act to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to remove the minimum age of physically handicapped children who may receive special instruction as provided by sections 43-604 to 43-610, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 1:

Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 528. With emergency.

A bill for an act to amend sections 77-2414 and 77-2416, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the requirements and form of the statement on vouchers; to eliminate the requirement that claimants shall take an oath or affirm to the correctness of items of the

voucher; to provide penalties; to repeal the original section, and also section 77-2415, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Syas
Brower	Duis	McNutt	Tvrđik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 1:

Wilson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Unanimous Consent—Executive Session

Mr. Klaver requested unanimous consent that the Committee on Labor and Public Welfare hold an executive session today at 2:00 p.m., in the East Senate Lounge.

Consent was granted.

MOTION—Afternoon Sessions

Mr. President: I move that the Legislature hold afternoon sessions at 3:00 p.m. on Wednesday and Thursday, April 29 and 30, 1953. (Signed) Arthur Carmody

The motion prevailed with 27 ayes, 0 nays and 16 not voting.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 400. Placed on General File.

LEGISLATIVE BILL 490. Indefinitely postponed.

(Signed) Karl E. Vogel, Chairman

Judiciary

LEGISLATIVE BILL 264. Placed on General File as amended.

Standing Committee amendments to L. B. 264:

1. Amend the title of the bill, Lines 2 and 3, by striking the figures "30-101" and "77-2108".

2. Amend the title of the bill, Line 6, by striking the words "and estate".

3. Amend the bill by striking Sections 1, 2, and 13.

4. Renumber Section 3 as Section 1 and the section numbers thereafter corrected accordingly.

5. Amend page 4, Section 4, Line 19 by striking the word "The" and inserting in lieu thereof the words "*In addition the*".

6. Amend page 4, Section 4, Line 21, by striking the period after the word "tax", and inserting in lieu thereof a *semicolon*, and by changing the capital "T" in the word "the" to a small letter.

7. Amend page 4, Section 4, line 23, by striking the period after the word "tax" and inserting in lieu thereof a *semicolon*, and by striking the word "Interests" and inserting in lieu thereof the words "*and interests*".

8. Amend page 4, Section 4, Line 24; by inserting after the word "spouse" the words "*or in the manner set forth in Section 77-2002*".

9. Amend page 5, Section 5, line 32, by inserting after the word "adopt" the following punctuation and words ", and the *Tax Commissioner is hereby directed to promulgate, and adopt*

from time to time and to furnish to each county judge regulations and tables with respect thereto, based upon sound actuarial principles and prevailing interest rates”.

10. Amend page 5, Section 5, Lines 21 through 24, by striking the sentence beginning on line 21 and ending on line 24, and inserting in lieu thereof words and punctuation as follows: *“Bequests, devises, or transfers of property or any interest therein trust or otherwise for the life of the legatee, devisee or transferee, or for a term and bequests, devises and transfers of vested or contingent remainder interests in property shall be subject to the provisions of Sections 77-2001 to 77-2007.4”.*

11. Amend page 6 of the bill by adding a new section immediately following Section 6 (renumbered Section 4) to be known as Section 5 and to read as follows:

“Sec. 5. In cases where a trust is created or other provision made whereby any person is given an interest in income or an estate for years, or for life, or other temporary or contingent interest in any property or fund, the tax on both such temporary or contingent interest and on the remainder thereafter shall be charged against and be paid out of the corpus of such property or fund without apportionment between remainders and temporary or contingent estates, and any refund of taxes paid out of corpus shall again become a part of the corpus of such property or fund.”

12. Amend page 8, Section 9, Line 16, by inserting after the word and punctuation “county.” the following words and punctuation:

“In addition to such publication of notice, personal service of notice of said hearing shall be had upon the County Attorney of each County in which the property described in the petition is located, at least one week prior to the hearing.”

13. Amend page 8, Section 9, Line 17, by inserting after the word and punctuation “petition,” the words *“by any person other than the County Attorney”.*

14. Amend page 9, Section 10, Line 12, by inserting after the word “service” the word “of”.

15. Amend page 4, Section 4, Line 26, by inserting after the word and punctuation “tax.” the following words and punctuation: *“For the purpose of this section the value of all property acquired*

in the manner set forth in section 77-2002 shall be considered as a part of the decedent's estate for the purpose of determining the value of the succession interest of a surviving spouse."

16. Amend page 8, Section 9, Line 12, by inserting after the word "petition" the following punctuation and words " , except as hereinafter provided."

(Signed) Robert D. McNutt, Chairman

MOTION—Place L. B. 260 on General File

Mr. President: I move that L. B. 260 be placed on General File. (Signed) Hal Bridenbaugh

The motion prevailed with 24 ayes, 8 nays and 11 not voting.

Visitors

Mr. Lillibridge introduced Mrs. Irene Mitchell, Teacher, and eight students from School District 101, Saline County, Nebraska; also four sponsors.

MOTION—Place L. B. 54 on General File

Mr. President: I move that L. B. 54 be placed on General File. (Signed) Frank Nelson

Mr. Nelson requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Wilson moved that the Call be raised, which prevailed with 39 ayes, 0 nays and 4 not voting.

The Nelson motion to place L. B. 54 on General File lost with 14 ayes, 16 nays and 13 not voting.

MOTION—Place L. B. 574 on General File

Mr. President: I move that the Legislature reconsider its action in indefinitely postponing L. B. 574 on April 15, 1953, that the rules be suspended and the bill be placed at the head of General File. (Signed) Herbert J. Duis

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

Unanimous Consent—Consider L. B. 574 on General File

Mr. Lee asked unanimous consent to consider L. B. 574 on General File at this time. Consent was granted and it was so ordered.

GENERAL FILE

LEGISLATIVE BILL 574. Messrs. Duis, Tvrdik and Lee offered the following amendments, which were adopted:

1. Amend section 1 of the bill, by striking the new matter and reinserting the old matter, and line 8 by striking "first" and inserting "first third".

2. Amend the title of the bill by striking lines 6 to 9 and insert the following:

"to change the date the county assessor shall file his assessment rolls, schedules, lists, and returns with the county clerk; to".

Advanced to E and R for review.

SELECT FILE

LEGISLATIVE BILL 418. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 571. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 583. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 392. E and R amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 399 to Select File

Mr. Brown asked unanimous consent to return L. B. 399 to Select File for the following amendments:

1. Strike lines 9, 10, and 11 of section 2 and in lieu thereof insert *"is no widow living at the time of his death after retirement, or upon her death or remarriage after his death after such retirement, his child or children, if any, shall receive such one half of the amount of such patrolman's annuity until he or they attain the age of sixteen years. If there should be more than one such child under the age of sixteen years at such time, the amount thereof shall be divided between such children under such age and, as they attain the age of sixteen years, only the other child or children under such age shall participate therein."*

2. In section 2, page 3, line 6, before the period, insert *"during the remainder of his life"*.

3. In Mr. Brown's last amendment 2, line 2, after the comma and before *"not"* insert *"but"*.

4. In the bill title, line 5, after the semicolon, insert *"to provide for payments to the widow of a patrolman who dies after his retirement; to provide for payments to the prescribed children if she is deceased when such retired patrolman dies or if she dies or remarries after his death;"*.

Consent was granted.

Mr. Brown asked unanimous consent that his amendments, found in this day's Journal, be adopted. Consent was granted.

Advanced to E and R for engrossment.

MOTION—Return L. B. 258 to Select File

Mr. President: I move that L. B. 258 be returned to Select File for the following amendments:

1. Amend the bill, by adding a new section immediately after original section 1, to be known as section 2, and to read as follows:

"Sec. 2. There shall be imposed and collected, in addition to the tax prescribed in sections 66-410 and 66-428, an additional tax of one cent per gallon upon all motor vehicle fuels to be paid

and collected, as provided in sections 66-410 and 66-428, and shall be distributed by the State Treasurer upon the first day of each month to the cities and incorporated villages in proportion that the total population of each city and incorporated village, based on the last federal census, bears to the total population of all cities and incorporated villages of the state, and the sum of money so allocated shall be used solely by each city and incorporated village for construction and improvement of streets."

2. Renumber sections 2 to 6, as sections 3 to 7, respectively.

(Signed) Howard L. Britt

The motion lost with 5 ayes, 16 nays and 22 not voting.

GENERAL FILE

LEGISLATIVE BILL 259. Section 1, read and considered.

Standing Committee amendment to Section 1 found in the Legislative Journal for the Seventy-sixth Day was read.

Motion to adopt Standing Committee amendment to Section 1 as amended pending.

Visitors

Mr. Lillibridge introduced Miss Shirley Kotouc, Teacher, and nine students from District 15 School, Saline County, Swanton, Nebraska; also seven sponsors.

Adjournment

At 11:54 a.m., on a motion by Mr. Fenske, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTIETH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, April 29, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Seventy-ninth Day was approved as corrected.

Communications

Cards from Paul Lombard, Jr., of Winnebago, Nebraska; Lambert Burmester of Fremont, Nebraska; and Steve Beno, of Omaha, Nebraska, relative to L. B. 29. Referred to Committee on Public Works.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 28, 1953, at 10:00 a.m.:

L. B. 297

L. B. 440

L. B. 486

L. B. 327

L. B. 470

L. B. 550

L. B. 337

LEGISLATIVE BILL 339. Correctly enrolled.

LEGISLATIVE BILL 469. Correctly enrolled.

LEGISLATIVE BILL 480. Correctly enrolled.

LEGISLATIVE BILL 499. Correctly enrolled.
LEGISLATIVE BILL 4. Correctly engrossed.
LEGISLATIVE BILL 353. Correctly engrossed.
LEGISLATIVE BILL 424. Correctly engrossed.
LEGISLATIVE BILL 520. Correctly engrossed.
LEGISLATIVE BILL 537. Correctly engrossed.
LEGISLATIVE BILL 12. Placed on Select File as amended.

E and R amendments to L. B. 12:

1. In Mr. Williams amendment, line 2 of original amendments, after the comma insert "*except as permitted by subsection (2) of this section and*"; in line 6 of original amendments strike "or to" and show the same as stricken matter; line 7 before "any" insert "any list of or names of, or"; line 8 of original amendments after the first comma insert "or"; after "such" in line 8 of original amendments insert "*aid or*"; in line 9 of original amendments after "files" insert a comma; lines 11 and 12 of original strike "*Provided, members*" and in lieu thereof insert "*Provided, members* . (2) *Members*"; in line 14 of original strike "such assistance" and in lieu thereof insert "*such the aid and assistance referred to in subsection (1) of this section*"; in line 17 of original strike "*and/or*" and in lieu thereof insert a comma; in line 18 of original after "register" insert "*, or such claim and warrant register*"; and in the last line of original amendments before the period insert "in lines 19 to 23 incl."

2. Add a new section as follows:

"Sec. 2. That original section 68-313, Reissue Revised Statutes of Nebraska, 1943, is repealed."

3. In the bill title, last line before the period insert "; and to repeal the original section".

LEGISLATIVE BILL 282. Placed on Select File as amended.

E and R amendments to L. B. 282:

1. In the bill, section 1, line 7, strike "the rate of" and in lieu thereof insert "*a the rate of*".

2. In the bill title, line 7, after "system" insert "sewers, sewage disposal plant, sewer outlets,"; and in line 9, after the semicolon, insert "to fix the maximum rate of interest upon such special assessments before the same are delinquent;".

LEGISLATIVE BILL 359. Placed on Select File as amended.

E and R amendments to L. B. 359:

1. In section 1, line 5, strike "such" and in lieu thereof insert "*the owners of such nonresident*"; lines 6 and 7, strike "for like vehicles to" and show as stricken matter; line 7, after "state" insert "*in such foreign state or territory*"; line 9, strike "state" and in lieu thereof insert "*foreign state or territory*"; lines 11 and 12, strike "then in that event" and in lieu thereof insert "then in that event *the owners of*"; line 15, after "that" insert "*the owners of*"; insert a comma after "buses" in line 16 and after "state" in line 17; line 19, after "to" insert "*an owner of*"; line 20, after "fees" insert "*required to be*"; and in line 22, after "all" insert "*such*".

2. In the bill title, line 7, after the semicolon insert "to restate the requirements for the payment of such fees;".

LEGISLATIVE BILL 471. Placed on Select File.**LEGISLATIVE BILL 487.** Placed on Select File as amended.

E and R amendments to L. B. 487:

1. In the bill, section 1, page 2, insert a comma at the end of line 4, in line 2 after "34", lines 5 and 12 after "34", and line 15 after "auction".

2. In section 2, line 2 strike "such lands" and in lieu thereof insert "the land,"; in line 3 insert a comma after "act"; line 4 strike the comma, and in same line strike "such land" and in lieu thereof insert "the land, authorized to be sold by section 1 of this act,".

3. In the bill title, line 3 after "for" insert "the"; at the end of line 4 insert a comma; in line 5 before "Section" insert "west of the sixth principal meridian,"; line 8 insert a comma after "34"; line 11 strike "parcel" and in lieu thereof insert "part of such real estate"; line 12 after "auction" insert "as prescribed"; line 13 after "funds" insert "now on hands from the leasing of such lands"; and in line 14 after "any" insert "such".

LEGISLATIVE BILL 582. Replaced on Select File as amended.

E and R amendment to L. B. 582:

1. Because of Person's amendment number 1, in the bill title line 9 strike the word "ninety" and in lieu thereof insert "sixty".

LEGISLATIVE BILL 574. Placed on Select File as amended.

E and R amendments to L. B. 574:

1. In section 1, line 14, strike the word "the" (not in L. B. 302) before the word "*record*", which last word was stricken by Duis, Tvrdik, and Lee, General File amendment 1, and in lieu thereof insert "*said such*".

2. Strike Tvrdik amendments adopted April 15, 1953.

3. In Duis, Tvrdik, and Lee amendment 2, line 3 of original after "his" insert "revision of the".

(Signed) Joseph D. Martin, Chairman

Labor and Public Welfare

LEGISLATIVE BILL 270. Indefinitely postponed.

LEGISLATIVE BILL 409. Indefinitely postponed.

LEGISLATIVE BILL 26. Placed on General File as amended.

Standing Committee amendments to L. B. 26:

1. Amend page 2 of the bill, section 1, line 21 by striking "the first fifty dollars per month" and inserting in lieu thereof the following:

"such sum of money as permitted by the Social Security Law".

2. Amend the title of the bill, by striking lines 7 and 8 and inserting "on the effective date of this act such sum of money as permitted by the Social Security Law of earned income of any recipient of old age".

LEGISLATIVE BILL 542. Placed on General File.

LEGISLATIVE BILL 543. Placed on General File.

LEGISLATIVE BILL 544. Placed on General File.

(Signed) Sam Klaver, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 469

L. B. 480

L. B. 499

L. B. 339

Visitors

Mr. Britt introduced Mr. E. W. Scheer, Principal, and twenty-five students from Trinity Lutheran School, Lincoln, Nebraska.

MOTION—Postage

Mr. President: I move that a voucher for \$10.00 be drawn and made payable to the Postmistress of the Legislature, to be used for postage for mailing letters after 4:30 p.m. (Signed) Charles F. Tvrdik

The motion prevailed.

Visitors

Mr. Duis introduced Mr. K. R. Ware, Sponsor, and five students from Gothenburg High School, Gothenburg, Nebraska.

MOTION—Introduce Bill

Mr. President: I move that the Committee appointed to investigate the activities and expenditures of the Nebraska Real Estate Commission be permitted to introduce a bill. (Signed) K. W. Peterson, Chairman

Mr. Peterson requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Lee moved that the Call be raised, which prevailed with 32 ayes, 0 nays and 11 not voting.

The original Peterson motion was adopted with 30 ayes, 1 nay and 12 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 588. By Special Committee Investigating Nebraska Real Estate Commission, K. W. Peterson of Custer, Chairman.

A bill for an act to amend sections 81-862, 81-864, 81-866, 81-869, 81-873, 81-874, 81-875, 81-876, 81-877, 81-878, 81-879, 81-880,

81-881, 81-882, 81-883, 81-884, 81-884.01, 81-885, and 81-886, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to redefine terms; to establish in the Department of Insurance a Division of Real Estate; to provide for the transfer of duties, powers and functions of the State Real Estate Commission and its director to the Department of Insurance and the Director of Insurance; to eliminate the State Real Estate Commission and its director from the provisions of sections 81-862 to 81-887, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; to provide that the Department of Insurance and Director of Insurance shall administer the provisions of sections 81-862 to 81-887, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; to provide for additional compensation for the Director of Insurance as prescribed; to repeal the original sections, and also sections 81-863 and 81-865, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

RESOLUTIONS

LEGISLATIVE RESOLUTION 16.

Mr. Carmody moved that L. R. 16 be laid over for one day.

The motion was lost with 14 ayes, 23 nays and 6 not voting.

L. R. 16 was adopted with 27 ayes, 11 nays and 5 not voting.

Announcement—Government Committee

Mr. Wilson announced that there would be an executive session of the Government Committee today at 2:00 p.m. in the East Senate Lounge.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 29, 1953, at 9:30 a.m.:

L. B. 99

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 439.

A bill for an act to amend section 32-403, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to authorize the county clerk to appoint additional personnel in addition to the officers in any election district; to provide the duties and compensation of such appointees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Person
Bixler	Cramer	Lee	Peterson
Bridenbaugh	Diers	Liebers	Pizer
Britt	Dooley	Lillibridge	Shultz
Brower	Duis	McHenry	Syas
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Anderson Tyrdik

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 196.

A bill for an act to amend section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 147, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 32-509 and 32-511, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to remove the provision for

the expression of first and second choices by the electors with respect to preference on candidates for President and Vice President of the United States; to change the form of ballot; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Marvel	Wilson
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 256. Advanced to E and R for engrossment.

LEGISLATIVE BILL 281. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

Suspend Rules—Consider L. B. 574 on Select File

Mr. President: I move that the rules be suspended and L. B. 574 be considered on Select File at this time. (Signed) Charles F. Tvrdik

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 574. E and R amendments found in the Legislative Journal for this day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 401. Bracketed.

MOTION—Place L. B. 16 and L. B. 30 on General File

Mr. President: I move that L. B. 16 and L. B. 30 be placed on General File. (Signed) George Syas

Mr. McNutt requested a division of the question.

The motion to place L. B. 16 on General File was lost with 6 ayes, 20 nays and 17 not voting.

Mr. Syas withdrew his request to place L. B. 30 on General File.

Visitors

Mr. Bixler introduced former Senator Harry E. Gantz of Alliance, Nebraska, who addressed the Legislature.

Mr. Aufenkamp introduced Mr. W. O. Yates, Teacher, and thirty-two students from Nebraska City High School, Nebraska City, Nebraska.

Mr. Hubka introduced Mrs. Jean Oelling, Teacher, and nine students from School District 159, DeWitt, Nebraska.

Mr. Shultz introduced Mrs. Dunn, Teacher, and nineteen students from the Senior Class of Leigh High School, Leigh, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 379. Placed on Select File as amended.

E and R amendments to L. B. 379:

1. Strike standing committee amendments 4 to 7 inclusive.
2. Insert a comma in section 1, page 2, line 13 after "*regulations*"; section 3, page 3, line 32 after "*regulations*"; section 6, page 5, line 4 after "*men*"; section 14, page 7, line 5 after "*insurrection*"; section 15, page 7, line 4 after "*discipline*", and in line 6 at the end of the line; section 18, page 9, line 24 after "*guidons*"; section 20, page 10, line 8 after "*officer*"; section 24, page 11, line 5 at the end of the line; Section 26, page 13, line 3 after "*officers*"; section 28, page 13, line 4 after "*duty*", and line 5 after "*duty*"; section 29, page 16, line 71 after "*tions*"; section 32, page 17, line 3 at the end of the line; section 34, page 17, line 5, after "*instruction*"; section 35, page 18, line 10 after "*instruction*"; section 37, page 19, line 15 after "*armories*".
3. In section 1, page 2, line 12, strike "*, may*" and in lieu thereof insert "*may,*"; in section 3, page 3, line 6 after the comma insert "*also called the Nebraska National Guard and also*"; in line 8 strike "*the*" before "*state*" and in lieu thereof insert "*the this*"; and strike the quotation marks in lines 41, 42, 43, and 47.
4. In section 4, line 4 strike "*males*" and in lieu thereof insert "*malcs persons*"; in line 10 strike the second "*the*" and show the same as stricken matter; in lines 11 and 12 strike "*, village, or town*" and in lieu thereof insert "*or , village , or town*"; and in line 15 strike "*justices*" and in lieu thereof insert "*judges, justices,*".
5. In section 5, page 5, line 10 strike "*the*" at end of the line and in lieu thereof insert "*the this*".
6. In section 11, page 6, line 6, strike "*as*" and show as stricken matter; in section 12, strike line 5 and line 6 to and including the comma and in lieu thereof insert "*every able-bodied male persons of foreign birth who has have declared his their intention to become a citizen, citizens. Such citizens or persons shall be*".
8. In section 17, page 8, line 6 strike "*not less than the rank of*" and in lieu thereof insert "*a rank of not less than the rank of*"; in section 18, page 9, line 22 strike "*not*" and in lieu thereof insert "*not except as*"; in section 19, page 9, line 7 strike "*United States law*" and in lieu thereof insert "*laws of the United States law*"; in line 15 strike "*of the State*" and show as stricken matter.
9. In section 20, page 10, line 3, strike "*may*" and in lieu thereof insert "*may shall*"; in line 4 strike the stricken comma and

in lieu thereof insert "*as provided in section 53-139*"; in line 10 after "upon" insert "*the*"; and in lines 18 and 19 strike "*the rank, at least,*" and in lieu thereof insert "*at least the rank , at least,*".

10. In section 21, page 10, line 5, strike "*, and*" and in lieu thereof insert "*, and . He*"; in line 12 strike "*and safekeeping*" and in lieu thereof insert "*and , safekeeping,*"; in section 23, page 11, line 3, strike "*also*" and in lieu thereof insert "*also ,*"; in line 8 strike "*, and shall also*" and in lieu thereof insert "*, and . He shall also make a*"; and in line 9 after "*times*" insert "*and as to such matters*".

11. In section 25, page 12, line 19 strike "*In any case when*" and in lieu thereof insert "*In any case when If*"; in section 27, page 13, line 4, strike "*or encampment*" and in lieu thereof insert "*, encampment,*"; in section 28, page 13, strike the quotation marks in lines 9, 10, and 18 and show the same as stricken matter.

12. In section 29, page 16, at the end of line 69 insert "*and*".

13. In the bill title, line 12 after the semicolon insert "*to make certain acts unlawful; to provide penalties; to define and redefine terms;*".

LEGISLATIVE BILL 426. Placed on Select File as amended.

E and R amendments to L. B. 426:

1. In the bill, section 1, line 3, after the period, insert "*(1)*"; insert a comma after "*designate*" in line 4; after "*county*" line 5; after "*map*" line 26; after "*plats*" line 27; in section 2, line 2, after "*roads*" and in line 7, after "*section*"; in section 1, line 6, strike the quotation marks and show as stricken matter; in the same line, strike "*(1)*" and in lieu thereof insert "*{1} (a)*"; line 8, strike "*(2)*" and in lieu thereof insert "*{2} (b)*"; line 9, strike "*(3)*" and in lieu thereof insert "*{3} (c)*"; line 10, strike "*(4)*" and in lieu thereof insert "*{4} (d)*"; strike all of line 10 commencing with "*As*" and to and including "*designated*" in line 11, and in lieu thereof insert "*(2) As soon as such the county roads are so designated as provided by subsection (1) of this section*"; line 18, strike "*said*" and in lieu thereof insert "*said such*"; line 20, before "*At*" insert "*(3)*"; in the same line, after "*hearing*" insert "*provided for by subsection (2) of this section*"; line 22, after "*designated*" insert "*county*"; line 23, strike "*and*" and in lieu thereof insert "*and . Such petition shall*".

2. In section 2, strike all of line 9, commencing with "plan" and also all of lines 10 and 11, and in lieu thereof insert "*report of the plan of laid out and platted county roads for such county is filed with the department, as required by this section, and the State Engineer has certified that the same has been done.*"

3. In the bill title, line 9, strike "State Engineer" and in lieu thereof insert "designated officials".

LEGISLATIVE BILL 431. Placed on Select File as amended.

E and R amendments to L. B. 431:

1. In section 1, line 10, after "Such" insert "a"; insert a comma in line 11, before "acting" and in line 12, after "Irrigation"; and in line 12, after "have" and line 13, before "acts" insert "the".

2. In section 2, line 3, after "engineer" insert "or engineers".

3. In the bill title, line 5, after the semicolon, insert "to permit the appointment of one or more division engineers as prescribed;"; and in line 6, strike the first "the" and in lieu thereof insert "such a".

LEGISLATIVE BILL 466. Placed on Select File as amended.

E and R amendments to L. B. 466:

1. In the bill, section 1, page 2, line 18 reinsert the stricken word "and"; and in line 23 insert a comma after "truly".

2. Strike standing committee amendment 3, and in the bill title, line 4 strike "enlarge the conditions of" and in lieu thereof insert "increase the amount of the bond to be furnished by an applicant for".

LEGISLATIVE BILL 367. Replaced on Select File as amended.

E and R amendment to L. B. 367:

1. In the bill, section 1, line 4, insert the word "section" after the word "in".

(Signed) Joseph D. Martin, Chairman

Announcement—Agriculture Committee

Mr. Bridenbaugh announced that there would be an executive session of the Agriculture Committee today at 2:00 p.m.

Unanimous Consent—Executive Session

Mr. Marvel asked unanimous consent that the Education Committee hold an executive session immediately following the executive session of the Agriculture Committee this afternoon. Consent was granted.

Suspend Rules—Place L. B. 588 on General File

Mr. President: I move that the rules be suspended and L. B. 588 be placed on General File. (Signed) K. W. Peterson

Mr. Peterson requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Duis moved that the Call be raised, which prevailed with 32 ayes, 0 nays and 11 not voting.

The original Peterson motion prevailed with 29 ayes, 2 nays and 12 not voting.

Visitors

Mr. Tvrdik introduced Father Tuma, Father O'Sullivan, Father Kuhn, Sister Mary McCauley, Sister Mary Jude and thirty-three students from St. Patricks and St. Wenceslaus Schools, Omaha, Nebraska.

Mr. Lillibridge introduced Mrs. Merlyn Stadler, Teacher, and seven students from District 11, Fillmore County, Nebraska.

Mr. Aufenkamp introduced Miss Jo Ann Knickman, Teacher, and eleven students from District 83, Syracuse, Nebraska; also five sponsors.

GENERAL FILE

LEGISLATIVE BILL 259. Motion to adopt Standing Committee amendment to Section 1 pending.

Mr. Bridenbaugh asked unanimous consent to pass over consideration of Sections 1 and 2, and to read Section 3. No objections. So ordered.

Section 3 read.

Mr. Wilson moved to read L. B. 259 in its entirety and then take up the Standing Committee amendments. The motion prevailed.

Remainder of L. B. 259 read.

RECESS

At 11:40 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 3:00 p.m.

AFTER RECESS

The Legislature reconvened at 3:00 p.m., President Warner presiding.

The roll was called and all members were present.

Approved by the Governor

April 29, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 29, 1953, he approved L. B. 289 and L. B. 541.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 363. Correctly enrolled.

LEGISLATIVE BILL 375. Correctly enrolled.

LEGISLATIVE BILL 498. Correctly enrolled.
LEGISLATIVE BILL 528. Correctly enrolled.
LEGISLATIVE BILL 200. Correctly enrolled.
LEGISLATIVE BILL 574. Correctly engrossed.
LEGISLATIVE BILL 258. Correctly engrossed.
LEGISLATIVE BILL 392. Correctly engrossed.
LEGISLATIVE BILL 516. Correctly engrossed.
LEGISLATIVE BILL 552. Correctly engrossed.
LEGISLATIVE BILL 584. Correctly engrossed.
LEGISLATIVE BILL 29. Correctly engrossed.
LEGISLATIVE BILL 519. Correctly engrossed.

Presented to the Governor

Presented to the Governor for approval on April 29, 1953,
at 3:00 p.m.:

L. B. 339
L. B. 469

L. B. 480
L. B. 499

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 363
L. B. 375

L. B. 498
L. B. 528

L. B. 200
L. R. 16

Visitors

Mr. Diers introduced Miss Clara McIntyre, Teacher, and thirteen students from School District 60, Utica, Nebraska; also three mothers.

MOTION—Reconsider Action on L. B. 588

Mr. President: I move that we reconsider the motion to place L. B. 588 on General File. (Signed) John Adams, Sr.

Mr. Adams requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Larkin moved that the Call be raised, which prevailed with 31 ayes, 0 nays and 12 not voting.

The original Adams motion was adopted with 24 ayes, 11 nays and 8 not voting.

Suspend Rules—Refer L. B. 588 to Standing Committee

Mr. President: I move that the rules be suspended and L. B. 588 be referred to the Government Committee. (Signed) C. C. Lillibridge

The motion prevailed with 32 ayes, 5 nays and 6 not voting.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) Wm. Moulton

The motion lost.

Visitors

Mr. Burney introduced Mrs. Lonnie Sawyer, Teacher, and eight students from Bloomfield High School, Bloomfield, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 259. Motion to adopt Standing Committee amendment to Section 1 as amended pending.

MOTION—Amendments

Mr. President: I move that we expunge from the record all previous amendments adopted to L. B. 259. (Signed) Robert D. McNutt

The motion prevailed.

Standing Committee amendment to Section 1 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. Britt offered the following amendment, which was adopted:

Amend Standing Committee amendment 1, line 4, L. B. 259, by inserting before the word "is" the following:

"exceeds sixty thousand and is not more than two hundred thousand persons, thirty-five per cent,"

Mr. Burney offered the following amendment, which was adopted:

1. Amend Standing Committee amendment 1, line 2 by striking "Thirty" and inserting in lieu thereof *"After the payments provided for in section 39-605, thirty"*.

2. Amend section 1 of the bill, lines 56 and 57 by striking *"; Provided, however, that in"* and inserting *"; Provided, however, that in . In"*.

Mr. Burney moved that Standing Committee amendment 2 be not adopted.

The motion prevailed with 24 ayes, 9 nays and 10 not voting, and Standing Committee amendment 2 was not adopted.

Mr. Burney moved that Standing Committee amendment 3 be not adopted.

The motion prevailed, and Standing Committee amendment 3 was not adopted.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) W. J. Williams

The motion lost.

Mr. McNutt offered the following amendment, which was adopted:

Amend Standing Committee amendment 4 by striking "re-numbered section 4" and inserting "section 2" in lieu thereof.

Mr. Carpenter offered the following amendment, which was adopted with 17 ayes, 16 nays and 10 not voting:

Amend Standing Committee amendment 4 by striking *"six"* and inserting *"eight"* in lieu thereof.

Motion to adopt Standing Committee amendment 4 as amended pending.

Suspend Rules—Set L. B. 588 for Hearing

Mr. President: I move that the rules be suspended and L. B. 588 be set for hearing on Monday, May 4, 1953, at 2:00 p.m.
(Signed) Charles Wilson

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) K. W. Peterson

The motion lost with 19 ayes, 20 nays and 4 not voting.

MOTION—Recess

Mr. President: I move that we recess until 7:30 p.m. (Signed) Terry Carpenter

The motion lost with 8 ayes, 29 nays and 6 not voting.

Adjournment

At 5:14 p.m., on a motion by Mr. Shultz, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, April 30, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present.

The Journal for the Eightieth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 455. Placed on General File as amended.

Standing Committee amendments to L. B. 455:

1. Amend page 4 of the bill, section 2, line 23 by adding a new sentence after the punctuation to read as follows:

"If the county superintendent fails to act as directed, then the Superintendent of Public Instruction shall be empowered and it shall be his duty to act."

2. Amend page 6 of the bill, section 5, line 47 by striking "two" and inserting in lieu thereof "five"

3. Amend the title of the bill, line 11 by inserting after the word "district" the following:

"; to provide duties for the county superintendent and the Superintendent of Public Instruction".

LEGISLATIVE BILL 560. Placed on General File as amended.

Standing Committee amendment to L. B. 560:

1. Amend section 1, page 3 of the bill, line 47, by striking "two" and inserting in lieu thereof "five"

(Signed) Richard D. Marvel, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Re: Office Space in State Capitol Basement.

Introduced by Lester H. Anderson of Hamilton, Chairman of the Budget Sub-committee.

WHEREAS, permanent offices have been established in the basement of the State Capitol, and

WHEREAS, the ventilation and surrounding conditions are such that it is not wholesome or healthy to maintain these offices as permanent space for employees.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Governor, as custodian of the State Capitol, provide suitable space above the basement in the State Capitol for the departments maintaining permanent offices in the basement.

2. That the Governor, as custodian of the State Capitol, refuse to grant space in the basement in the State Capitol where it will be used for permanent offices.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 391. Laid over.

LEGISLATIVE BILL 504.

A bill for an act to amend sections 81-230 and 81-258, Reissue Revised Statutes of Nebraska, 1943, relating to the dairy industry;

to redefine terms; to provide what shall be done with unlawful milk or cream offered for sale; to redefine unlawful trade practices; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Hubka	Nelson
Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Larkin	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carmody			

Voting in the negative, 0.

Not voting, 2:

Lee McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 509.

A bill for an act to amend section 2-910, Revised Statutes of Nebraska, 1943, and section 2-943, Revised Statutes Supplement, 1951, relating to agriculture; to redefine terms; to permit weed districts to do pest control work as authorized; to prescribe the charges to be made for such work, and the manner of performing the same; to limit the types of pests to be controlled or eradicated, except as authorized by the Director of the Department of Agriculture and Inspection; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carson	Hubka	Marvel
Anderson	Coffey	Klaver	Moulton
Aufenkamp	Cole	Kotouc	Nelson
Beaver	Cramer	Larkin	Pizer
Bixler	Diers	Lee	Syas
Bridenbaugh	Dooley	Liebers	Tvrdik
Britt	Duis	Lillibridge	Vogel
Burney	Fenske	McHenry	Williams
Carpenter	Hill	Martin	

Voting in the negative, 7:

Brower	Carmody	Peterson	Wilson
Brown	Person	Shultz	

Not voting, 1:

McNutt

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 354. E and R amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Mr. Cramer asked unanimous consent that the following amendments be adopted:

1. Amend the Bridenbaugh amendment by striking "1957" and inserting "1956".

2. Amend Standing Committee amendment 1, line 3 by inserting "*on and after September 1, 1956,*" after the word "and".

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 12. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 282. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 359. Bracketed.

LEGISLATIVE BILL 471. Advanced to E and R for engrossment.

LEGISLATIVE BILL 487. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 582. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 379. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Mr. McNutt asked unanimous consent that the following specific amendment be adopted:

Amend L. B. 379 by striking Section 27, renumbering the sections accordingly, and amending the title to conform.

Consent was granted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 426. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 431. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 466. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 367. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 571 to Select File

Mr. Bridenbaugh asked unanimous consent to return L. B. 571 to Select File for the following specific amendments:

1. Amend the bill by adding a new section immediately after section 2 to be known as section 3 and to read as follows:

“Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.”

2. Amend the title of the bill, line 8 by striking the word “and” after the semicolon, and line 9 by inserting “; and to declare an emergency” after the word “section”.

Consent was granted.

SELECT FILE

LEGISLATIVE BILL 571.

Mr. Bridenbaugh asked unanimous consent that his amendments found in this day's Journal be adopted.

Consent was granted.

Advanced to E and R for engrossment.

MOTION—Return L. B. 441 to General File

Messrs. Syas, Tyrdik and Moulton moved to return L. B. 441 to General File for the following specific amendments:

1. Amend section 1 of the bill, line 18 by striking "upon" and inserting "on the dollar upon the assessed value of", and line 19 by inserting after "municipality" the words and punctuation ", except intangible property, subject to the provisions of sections 12 and 13 of this act".

2. Amend section 7 of the bill by striking line 14 and inserting "the assessed value of all the taxable property in the metropolitan city, except intangible property, or in excess of the amount authorized by the provisions of sections 12 and 13 of this act."

3. Amend the bill by adding a new section immediately after section 11 to be known as section 12 and to read as follows:

"Sec. 12. If any tax is levied or general obligation bonds are issued by a metropolitan city by the provisions of Chapter 18, article 5, Revised Statutes of Nebraska, 1943, and amendments thereof, then the amount of the tax that may be levied by the provisions of section 1 of this act, or the amount of general obligations bonds that may be issued by the provisions of section 7 of this act by such metropolitan city must be reduced by the amount of the tax levied or bonds issued by the provisions of Chapter 18, article 5, Revised Statutes of Nebraska, 1943, and amendments thereto."

4. Amend the bill by renumbering sections 12 and 13 as sections 13 and 14, respectively.

5. Amend renumbered section 13, line 7 by inserting ", except as provided in section 11 of this act" after the word "Nebraska".

6. Amend the title of the bill, line 7 by inserting "; to authorize a tax levy as prescribed" after the word "plants", and line 11 by inserting "as prescribed; to provide a construction clause" after the word "bonds".

Laid over.

MOTION—Place L. B. 208 on General File

Mr. President: I move that L. B. 208 be placed on General File. (Signed) Terry Carpenter

Mr. Syas requested a record vote.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Lee moved that the Call be raised, which prevailed with 38 ayes, 0 nays and 5 not voting.

Voting in the affirmative on the original Carpenter motion, 17:

Anderson	Carson	Lillibridge	Marvel
Bixler	Coffey	McHenry	Moulton
Bridenbaugh	Kotouc	McNutt	Peterson
Carmody	Liebers	Martin	Williams
Carpenter			

Voting in the negative, 22:

Adams	Cole	Hubka	Person
Beaver	Cramer	Klaver	Pizer
Britt	Diers	Larkin	Shultz
Brower	Duis	Lee	Syas
Brown	Fenske	Nelson	Vogel
Burney	Hill		

Not voting, 4:

Aufenkamp	Dooley	Tvrdik	Wilson
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The motion was lost.

Visitors

Mr. Duis introduced Mr. M. J. Nelson, Teacher, and fourteen students from Loomis High School, Loomis, Nebraska; also two sponsors.

Mr. Aufenkamp introduced Mr. H. W. Johnson, Teacher, and twenty-five students from the eighth grade, Peru Teachers College, Peru, Nebraska; also seven sponsors.

Member Excused

Mr. Cramer was excused from 4:00 p.m. today for the remainder of the week.

Visitors

Mr. Pizer introduced Mrs. Alan Plantz, Instructor, and seven senior Homemaking students from the University of Nebraska

School of Agriculture, Curtis, Nebraska; also one mother, Mrs. Raymond Walter.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on April 30, 1953, at 9:30 a.m.:

L. B. 200

L. B. 375

L. B. 528

L. B. 363

L. B. 498

LEGISLATIVE BILL 196. Correctly enrolled.
LEGISLATIVE BILL 439. Correctly enrolled.
LEGISLATIVE BILL 256. Correctly engrossed.
LEGISLATIVE BILL 281. Correctly engrossed.
LEGISLATIVE BILL 418. Correctly engrossed.
LEGISLATIVE BILL 583. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 531. Placed on General File as amended.

Standing Committee amendments to L. B. 531:

1. Amend section 2 of the bill, line 5 by inserting "and maximum" after the word "minimum".

2. Amend section 2 of the bill by striking lines 9 to 13 and inserting in lieu thereof "effect."

3. Amend section 3 of the bill, line 4 by striking "exclusive", lines 15 and 16 by striking "where", by striking lines 20 to 24 and inserting in lieu thereof "schedules must state a price schedule which constitutes a minimum and maximum price equal to twenty per cent above the cost price to the retailer of such liquor, wine, or beer; and such cost shall be invoice cost plus any freight charges paid by the retailer.", lines 17 and 44 by inserting "and maximum" after the word "minimum", line 27 by striking "the first filing date" and inserting "sixty days", by striking lines 30

to 42 and inserting "later than thirty days following the filing date as fixed by the commission and shall remain in effect until a new minimum consumer price is filed by the manufacturer or wholesaler with the provision that the wholesaler may not file new schedules any oftener than each forty-five days after the filing of his original schedule herein.", and by striking lines 46 to 56 and inserting in lieu thereof "beer offered for sale or sold to any duly authorized church, synagogue, or religious organization where the exclusive use of such liquor, wine, or beer is for sacramental purposes in connection with such church, synagogue or religious organization."

4. Amend section 4 of the bill by striking lines 8 to 17 and inserting in lieu thereof "schedules, and as soon as practicable provide a copy of his filed schedules with each retail licensee which he does business with in the State of Nebraska and that the method which such wholesaler or manufacturer provides these copies may be through any medium he may desire to use such as any trade magazine which provides a copy of such magazine to each retail licensee in the State of Nebraska, and that this minimum retail price schedule must be in the hands of the retail licensee within twenty days after the filing of the schedule with the Nebraska Liquor Control Commission and any changes in the schedule as authorized by this act must also be provided to the retail licensees in the same manner."

5. Amend section 5 of the bill, line 4 by inserting "and maximum" after the word "minimum", by striking lines 5 to 9 and inserting in lieu thereof "resale price then in effect. However, with the permission of the commission a retailer may, for good cause shown, advertise the liquor at a lower price than the minimum consumer resale price then in effect if it is shown that he is closing out a particular brand of liquor, wine, or beer which he has had in his inventory for at least six months and he must have his invoices for inspection at least six months after his last purchase of this particular brand of liquor, wine, or beer, and after the close-out the retailer cannot sell that particular brand of liquor, wine, or beer for a period of one year after his written permission obtained from the commission is canceled."

6. Amend section 6 of the bill by striking lines 2 to 29 and inserting in lieu thereof "promulgate rules which are specifically necessary for carrying out the purposes of this act, and to prevent its circumvention."

7. Amend section 7 of the bill by striking line 7 and inserting in lieu thereof "the commission must suspend the license for a period of not less than thirty days, or may cancel or revoke the license."

8. Amend the title of the bill, line 2 by inserting "and maximum" after the word "minimum", and by striking lines 6, 7, and 8 and inserting "or manufactures; to forbid retail off-sale licensees".

LEGISLATIVE BILL 514. Indefinitely postponed.

LEGISLATIVE BILL 456. Indefinitely postponed.

LEGISLATIVE BILL 437. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 196

L. B. 439

Visitors

Mr. Vogel introduced Miss Fay, Principal, Mrs. Croft, Miss Patterson, Mrs. Robbins and Mr. Sperlich, Teachers, and one hundred thirteen students from Dundee School, Omaha, Nebraska.

Mr. Coffey introduced Alfred F. Pogge, Teacher, and five students from Ragan High School, Ragan, Nebraska; also one sponsor.

Mr. Anderson introduced Mr. F. J. Wells, Superintendent, Mr. Hall, Teacher, and twenty-one students from the Class on American Government of Trumbull School, Trumbull, Nebraska.

Mr. Lillibridge introduced Mrs. Juanita Olson, Teacher, and seventeen students from Dorchester Public School, Dorchester, Nebraska; also two sponsors.

Mr. Peterson introduced T. T. Varney of Broken Bow, Nebraska.

GENERAL FILE**LEGISLATIVE BILL 259.**

Motion to adopt Standing Committee amendment 4 as amended pending.

The motion prevailed and Standing Committee amendment 4 as amended was adopted.

Mr. Vogel moved to adopt Standing Committee amendment 5.

MOTION—Appoint Committee

Mr. President: I move that we ask the Lieutenant Governor to appoint a committee of five to go to the Highway Department to obtain information on the questions under discussion, and that we recess until 3:00 p.m. (Signed) Terry Carpenter

Mr. Lillibridge moved to amend the Carpenter motion to appoint a committee of one instead of five.

The motion prevailed with 22 ayes, 8 nays and 13 not voting.

Mr. Lee requested a division of the question.

The Carpenter motion to appoint a committee of five to obtain information from the Highway Department, as amended by the Lillibridge motion, was adopted.

The President appointed Mr. Carpenter to serve on said Committee.

The Carpenter motion to recess until 3:00 p.m. was lost, with 9 ayes, 20 nays and 14 not voting.

Mr. Lee requested unanimous consent to defer further action on Standing Committee amendment 5 until after recess.

Consent was granted.

Standing Committee amendment 6 was read.

Mr. Burney moved to reject Standing Committee amendment 6.

The motion prevailed.

Mr. Burney offered the following amendment, which was adopted:

1. Amend original section 4 by striking lines 3 to 14 and the new matter in line 15 by striking "the" and inserting "the The", line 17 by inserting "factory rated" before "carrying", strike lines 18 to 20 and insert "of three-fourths ton or less, eight dollars; one ton, ten dollars; one and one half tons or less, four twelve dollars; two tons, six fifteen dollars; more than two tons, four dollars for each additional ton of carrying ton capacity two and one half tons, twenty-five dollars; three tons, forty-five dollars; four tons, fifty-five dollars; five tons, seventy-five dollars; six tons, one hundred dollars; seven tons, one hundred thirty dollars, except tractor and semitrailer units and those carrying a net load of eight tons or more shall be classified as a commercial vehicle for registration purposes."

Standing Committee amendment 7 was read.

Pending.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 110. Placed on Select File as amended.

E and R amendments to L. B. 110:

1. Insert a comma in line 12 of section 1, after "war"; in section 2, line 4 after "levy", line 10 after "war"; and in line 15 after "levy"; in section 3, line 5 after "shall", line 7 after "alleys", and line 32 after "war"; in section 4, line 9 after "war", line 14 after "alleys", line 43 after "commuted", and line 44 after "quired"; in section 5, line 5, after "lunatics" and in line 12 after "war".

2. In the bill, section 1, page 2, line 10 after "and" insert "also"; in line 13 strike "who" and in lieu thereof insert "who , and"; in line 14 strike the second comma and show the same as stricken matter.

3. In section 2, line 4, after the first comma insert "of"; in line 6 strike "is sane and" and in lieu thereof insert "(1) is sane, (2) is and"; in line 7 strike "who" and in lieu thereof insert "(3)"; in line 9 strike "and who" and in lieu thereof insert ", (4)"; in line 11 strike "or who" and in lieu thereof insert ", and or who"; in line 14 after the first "or" insert "(5) is"; in line 21 after "tax" insert "of"; and in line 21 after "mills" insert "on the dollar upon the assessed value of all the taxable property in such city, except intangible property,".

4. In section 3, line 28 strike “; *Provided, further, all persons*” and in lieu thereof insert “; *Provided, further, . All persons (1)*”; in line 30 strike “and any person” and in lieu thereof insert “, (2) any person”; in line 31 strike “a veteran” and in lieu thereof insert “a *veteran veterans*”; and in line 32 strike “who is” and in lieu thereof insert “*who is , and are*”; in line 35 strike “or” and in lieu thereof insert “, or (3) *are*”.

5. In section 4, line 9 strike “who” and in lieu thereof insert “, and who”; in line 35 strike “trustee” and in lieu thereof insert “*trustee trustees*”; in line 38 strike “; and the” and in lieu thereof insert “; and the . *The county*”; in line 41 strike “; and the” and in lieu thereof insert “; and the . *A*”; and in line 45 strike “moneys” and in lieu thereof insert “*moneys money*”.

6. In section 5, line 13, strike “who” and in lieu thereof insert “and who”; and in line 12 strike the comma before “who”.

LEGISLATIVE BILL 338. Placed on Select File as amended.

E and R amendments to L. B. 338:

1. In the bill, section 1, original section 2, line 1 strike “Sec.” and in lieu thereof insert “Section”; and in line 3 insert a comma after “person”; and in line 5 insert a comma after “accidents”.

2. In section 4, original section 5, strike all of line 13 and in lieu thereof insert “the *Director of State Engineer for the Department of Motor Vehicles Roads and Irrigation,*”; in section 7, line 18 insert a comma after “officer”; and in section 8, line 1, strike “39-727,”.

3. In the bill title, line 2 strike “39-727,”; in lines 8 and 9 strike “director of motor vehicles” and in lieu thereof insert “Director of the Department of Motor Vehicles”; and in line 10 after the semicolon insert “to provide for re-examination of persons, having an operator’s license, who are seventy years of age or over such age, on and after the prescribed date,”.

LEGISLATIVE BILL 412. Placed on Select File as amended.

E and R amendments to L. B. 412:

1. In Standing Committee amendment 4, line 4 of original (3 of mimeographed), after “such” insert “a”.

2. In section 1, line 33, strike “, and” and in lieu thereof insert “and.”.

(Signed) Joseph D. Martin, Chairman

RECESS

At 12:02 p.m., on a motion by Mr. Bridenbaugh, the Legislature recessed until 3:00 p.m.

AFTER RECESS

The Legislature reconvened at 3:15 p.m., President Warner presiding.

The roll was called and all members were present.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 494. Placed on General File as amended.

Standing Committee amendments to L. B. 494:

1. Amend page 2 of the bill, section 3, line 2 by inserting “of commissioners or supervisors” after the word “board”.

2. Amend page 3 of the bill, section 4, lines 8, 12, and 24, by striking “August” and inserting “July”.

3. Amend page 5 of the bill, section 10, line 2 by striking “August” and inserting “July”, line 3 by inserting “and vice president” after “president”, and line 4 by inserting a new sentence after the punctuation to read: “The county superintendent shall be the secretary of the board, but shall not vote on any issue brought before the board.”

4. Amend page 8 of the bill, section 14, line 49 by striking “provisions of”, line 50 by inserting “act” after “tion”, and 50 by striking “organization” and inserting “reorganization of districts”.

5. Amend page 8 of the bill, section 15, line 4 by striking “a superintendent’s” and inserting “an administrative”, and line 5 by striking “five” and inserting “three”.

6. Amend pages 9, 11, 12, and 13 of the bill, section 16, line 7 by striking "August" and inserting "July", lines 78 and 79 by striking "board of educational examiners" and inserting "Superintendent of Public Instruction", line 94 by striking "corporation" and inserting "district", line 106 by inserting "or which in his judgment is not fit otherwise for school attendance" after "law", lines 110, 115, and 117 by striking "corporation" and inserting "district", line 111 by striking "director" and inserting "school board", lines 112 and 119 by striking "director" and inserting "member", line 116 by striking "director" and inserting "board", line 117 by striking "of directors" and inserting "member", line 120 by striking "consolidated" and inserting "reorganized", line 138 by striking "July" and inserting "February", lines 139 and 140 by striking "township and independent districts" and inserting "district", and line 149 by striking "thirty-five" and inserting "twenty-one".

7. Amend the bill by striking section 18.

8. Amend the title to conform.

(Signed) Richard D. Marvel, Chairman

GENERAL FILE

LEGISLATIVE BILL 259. Consideration of Standing Committee amendment 7.

Mr. Carpenter offered the following amendment:

1. Amend Standing Committee amendment 7 by striking all of the same starting with line 5 and inserting in lieu thereof the following:

"twenty dollars, and twenty dollars for each multiple thereof."

Mr. Carpenter requested a record vote.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Lillibridge moved that the Call be raised, which prevailed with 35 ayes, 0 nays and 8 not voting.

Voting in the affirmative on the original Carpenter motion, 11:

Anderson	Brower	Cole	Person
Bridenbaugh	Carmody	McNutt	Wilson
Britt	Carpenter	Martin .	

Voting in the negative, 27:

Adams	Diers	Liebers	Pizer
Aufenkamp	Dooley	Lillibridge	Shultz
Beaver	Duis	McHenry	Syas
Brown	Hill	Marvel	Tvrdik
Burney	Kotouc	Moulton	Vogel
Carson	Larkin	Nelson	Williams
Coffey	Lee	Peterson	

Not voting, 5:

Bixler	Fenske	Hubka	Klaver
Cramer			

The motion was lost, and the Carpenter amendment was not adopted.

Mr. Bridenbaugh moved that Standing Committee amendment 7 be rejected.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Wilson moved that the Call be raised, which prevailed with 40 ayes, 0 nays and 3 not voting.

The Bridenbaugh motion was lost with 18 ayes, 21 nays and 4 not voting.

Mr. Vogel moved that Standing Committee amendment 7 be adopted.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 26:

Adams	Brower	Diers	Klaver
Anderson	Brown	Dooley	Larkin
Aufenkamp	Burney	Fenske	Lee
Beaver	Coffey	Hill	Lillibridge

McHenry	Person	Syas	Vogel
Marvel	Peterson	Tvrdik	Williams
Moulton	Shultz		

Voting in the negative, 15:

Bixler	Carpenter	Kotouc	Nelson
Bridenbaugh	Cole	Liebers	Pizer
Britt	Duis	McNutt	Wilson
Carmody	Hubka	Martin	

Not voting, 2:

Carson	Cramer
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The motion prevailed, and Standing Committee amendment 7 was adopted.

Appreciation

Mr. Tvrdik expressed the appreciation of the Legislature for the fine services of the two pages, Grace Frey and Roberta Hoffman, who are completing their services this day, and moved that a vote of appreciation be extended to them. The motion carried unanimously.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL 538. Placed on General File as amended.

Standing Committee amendments to L. B. 538:

1. Amend Section 2, Page 2, Line 7, by striking the word "Division" after the word "State" and inserting in lieu thereof the word "Board".

2. Amend Section 2, Subsection 2, Page 2, Lines 14 and 15 by striking the words "to meet the provisions of the Social Security Act" and inserting in lieu thereof the words "for efficient administration".

3. Amend Section 2, Subsection 4, Page 2, Line 21, by striking the words "Director of the Division" and inserting in lieu thereof the words "State Director of Public Welfare".

4. Amend Section 2, Subsection 4, Page 2, Line 23 after the word "tenure", by inserting the words "of office".

5. Amend Section 3, Subsection 1, Page 3, Line 6, by inserting before the word "Board" the word "State".

6. Amend Section 3, Subsection 6, Page 3, Line 17, by striking the word "biennial" and inserting in lieu thereof the word "annual".

LEGISLATIVE BILL 405. Placed on General File.

LEGISLATIVE BILL 350. Indefinitely postponed.

LEGISLATIVE BILL 326. Indefinitely postponed.

LEGISLATIVE BILL 428. Indefinitely postponed.

LEGISLATIVE BILL 497. Indefinitely postponed.

LEGISLATIVE BILL 526. Indefinitely postponed.

LEGISLATIVE BILL 534. Indefinitely postponed.

LEGISLATIVE BILL 570. Indefinitely postponed.

LEGISLATIVE BILL 488. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

Adjournment

At 4:55 p.m., on a motion by Mr. Bridenbaugh, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Friday, May 1, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Carson and Cramer, who were excused.

The Journal for the Eighty-first Day was approved as corrected.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

L. R. 24 was adopted with 35 ayes, 0 nays and 8 not voting.

Visitors

Mr. Bridenbaugh introduced Mr. L. L. Nelson, Teacher, and eleven students from Dixon High School, Dixon County, Nebraska.

Suspend Rules—Consider L. B. 574 on Final Reading

Mr. President: I move that the rules be suspended and L. B. 574 be considered on Final Reading. (Signed) Charles F. Tvrdik

The motion prevailed with 37 ayes, 0 nays and 6 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 574. With emergency.

A bill for an act to amend section 77-1315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 302, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to revenue and taxation; to change the date the county assessor shall file his revision of the assessment rolls, schedules, lists, and returns with the county clerk; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carmody	Kotouc	Nelson
Anderson	Carpenter	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brower	Hill	Martin	Vogel
Brown	Hubka	Marvel	Wilson
Burney	Klaver	Moulton	

Voting in the negative, 0.

Not voting, 4:

Carson	Cramer	Duis	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 574. Correctly enrolled.

LEGISLATIVE BILL 509. Correctly enrolled.

LEGISLATIVE BILL 504. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 574

L. B. 509

L. B. 504

SELECT FILE

LEGISLATIVE BILL 110. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 338. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Messrs. Brown and Cole asked unanimous consent that the following specific amendments be adopted:

1. Amend the bill by adding immediately after section 7 two new sections to be known as sections 8 and 9 to read as follows:

"Sec. 8. It shall be unlawful for any person to throw, discard, or dislodge from a motor vehicle any lighted cigarette, cigar, or tobacco of any kind.

Sec. 9. Any person violating the provisions of section 8 of this act, shall, upon conviction therefor, be punished as provided by the provisions of section 39-7,126."

2. Renumber section 8 as section 10.

3. Amend the title of the bill, line 10 by inserting after the word "driving" the following:

"; to make it unlawful to throw, discard, or dislodge from a motor vehicle any lighted cigarette, cigar, or tobacco of any kind; to provide penalties".

Mr. Larkin objected.

Mr. Brown moved that L. B. 338 be returned to General File for amendment.

The motion prevailed with 28 ayes, 4 nays and 11 not voting.

Unanimous Consent—Bracket L. B. 258

Mr. Burney asked unanimous consent that L. B. 258 be bracketed on Final Reading until Thursday, May 7, 1953. Consent was granted and it was so ordered.

Unanimous Consent—Bracket L. B. 4

Mr. Anderson asked unanimous consent to bracket L. B. 4 on Final Reading until Thursday, May 7, 1953.

Mr. Carmody objected.

Mr. Anderson moved to bracket L. B. 4 on Final Reading until Thursday, May 7, 1953.

The Chair ruled that 22 votes were necessary to change the order of bills.

The motion lost with 16 ayes, 8 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 412. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 338. Consideration of the Brown and Cole specific amendments found in this day's Journal.

Mr. McNutt offered the following amendment:

Amend the Brown and Cole amendment to L. B. 338 Section 8 by striking "cigarette, cigar or tobacco of any kind" and inserting

in lieu thereof the word "material" and amend the title to conform.

The McNutt amendment was adopted with 19 ayes, 3 nays and 21 not voting.

The Brown and Cole amendment as amended was adopted.

Advanced to E and R for review.

Visitors

Mr. Syas introduced Mr. Maurice Peterson, Principal, Miss Thompson and Mrs. Wirtz, Teachers, and thirty-eight students from Florence Grade School, Omaha, Nebraska.

Mr. Moulton introduced Mr. Dick M. Hock, Superintendent, and the five members of the senior class of Irvington High School, Irvington, Nebraska.

Mr. Aufenkamp introduced Mrs. Sadie Wilkinson, Teacher, and twenty students from School District 82, Julian, Nebraska; also seven sponsors.

Mr. Beaver introduced Mr. O. L. Scranton, Superintendent, Miss Masengarb, Teacher, and thirty-four students from Tekamah High School, Tekamah, Nebraska.

Mr. Bridenbaugh introduced Mrs. Dick Iverson and Mrs. Mecon, Teachers, and thirteen students from School District 31, Homer, Nebraska; also five sponsors. Mr. Bridenbaugh also introduced Mr. Jerry Longwell, County Treasurer of Dakota County, and former Senator Louis M. Jeppesen of Hubbard, Nebraska.

Mr. Burney introduced Mr. Bruce Warner, Superintendent, and four students from Belden High School, Cedar County, Belden, Nebraska; also two sponsors.

Mr. Aufenkamp introduced Mr. Joe Barto, Teacher, and twenty-six students from Nebraska City High School, Nebraska City, Nebraska.

Mr. Adams introduced Mrs. Heacock, Principal, Welcome Bryant, Teacher, and forty-four students from Howard Kennedy School, Omaha, Nebraska.

Mr. Coffey introduced Mrs. Cathryn Motter and her son Don, from McCook, Nebraska.

Mr. Hubka introduced Marlene Finkner, Teacher, and eleven students from School District 28, Adams, Nebraska; also five sponsors.

Mr. Aufenkamp introduced Mrs. Gordon Porr, Teacher, and twenty-two students from School District 15-C, Dawson, Nebraska; also four sponsors.

MOTION—Mimeograph Bill

Mr. President: I move that at the close of today's session, all of the amendments that have been adopted to L. B. 259 be incorporated into the bill and mimeographed. (Signed) Herbert J. Duis

The motion prevailed with 18 ayes, 6 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 259.

Mr. McNutt offered the following amendment, which was adopted with 22 ayes, 13 nays and 8 not voting:

Amend Standing Committee amendment 7 to L. B. 259 by striking the language in said amendment pertaining to weights of ten tons and more and reinstating the language of section 5 of the original bill pertaining to weights of ten tons or more.

Standing Committee amendment 8 was adopted.

Mr. Tvrdik offered the following amendment, which was adopted:

Amend Standing Committee amendment 9 by reinstating in the last line of Section 8 the words "any school district or", add in the next to last line after the word "vehicle" the words and punctuation ", except buses,"

Mr. Aufenkamp offered the following amendment, which was adopted with 14 ayes, 6 nays and 23 not voting:

Amend Standing Committee amendment 9 by reinstating in the last line of Section 8 the word "county"

Standing Committee amendment 9 as amended was adopted.

Member Excused

Mr. Kotouc was excused for the remainder of the day.

Mr. Burney moved to strike Standing Committee amendment 10 and renumber sections in accordance with the amendments adopted.

The motion prevailed.

Standing Committee amendment 11 was adopted.

Mr. Burney offered the following amendment, which was adopted:

Amend Section 7, Line 13, by inserting a period after "dollars", striking the remainder of Line 13 and all of Line 14.

Standing Committee amendment 12 was adopted.

Mr. Vogel moved to adopt Standing Committee amendment 5.

Mr. Shultz offered the following amendment:

Amend standing committee amendment 5 by striking lines 1 to 7, inclusive, and inserting the following:

Amend section 3 of the bill by striking the new matter in lines 3 to 69, line 72 by striking "five" and inserting "five six", line 78 by striking "three" and inserting "three six", line 80 by striking "fee shall be five" and inserting "registration fee shall be five eight", line 81 by striking "and"

The amendment was not adopted.

Mr. Burney offered the following amendment, which was adopted:

Amend Standing Committee amendment 5 by striking "ten" in the last line and inserting "six" in lieu thereof.

Mr. Bixler moved to reconsider the Shultz amendment.

Pending.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 1, 1953, at 10:00 a.m.:

L. B. 196 L. B. 439

Presented to the Governor for approval on May 1, 1953, at 10:20 a.m.:

L. B. 504 L. B. 509 L. B. 574

LEGISLATIVE BILL 367. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Education

LEGISLATIVE BILL 427. Placed on General File as amended.

Standing Committee amendments to L. B. 427:

1. Amend section 1 of the bill by striking lines 2, 3, and 4 and inserting in lieu thereof the following:

"condemnation proceedings the northwest quarter of section nine, township 9 north, range 6, east of the sixth principal meridian, Lancaster County, Nebraska, which is educational land under the jurisdiction of the Board of Educational Lands and Funds, for the operation and maintenance of the State Penitentiary at Lincoln, Nebraska. Such proceedings shall be as provided by section".

2. Amend the title to conform.

LEGISLATIVE BILL 273. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

Members Excused

Mr. Burney was excused for Monday and Tuesday, May 4 and 5, 1953.

Mr. Hubka was excused for the remainder of the day.

Mr. Carpenter was excused for Monday, May 4, 1953.

Adjournment

At 12:02 p.m., on a motion by Mr. Syas, the Legislature adjourned until 10:00 a.m., Monday, May 4, 1953.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Monday, May 4, 1953

Pursuant to adjournment, the Legislature met at 10:01 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Burney, who was excused, and Mr. Williams, who was excused because of illness.

The Journal for the Eighty-second Day was approved.

Approved by the Governor

May 1, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on April 29, 1953, he approved L. B. 339 and on May 1, 1953, he approved L. B. 99, 297, 327, 337, 440, 469, 480, 499, 550 and 574.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

May 2, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 1, 1953, he approved L. B. 196, 363, 375, 439, 470, 498, 504, 509, and 528 and on May 2, 1953, he approved L. B. 200.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Message From The Governor

TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:

Legislative Bill 486 is being returned to you without my signature.

This bill proposes to create a new department known as Department of Motor Vehicles.

While examining the bill I discovered that it included the transfer of the Safety Patrol from the Highway Department to the new Department. This transfer of the Safety Patrol was not considered by the legislature and escaped the notice of the introducers and sponsors of the bill. In terms of personnel and public interest the Safety Patrol presents a larger issue than the matters of vehicle registration, title certificates, etc., which were presented to the legislature.

Our system of unicameral legislation depends heavily on public committee hearings and full opportunity for debate. The idea of transferring the Safety Patrol has not been tested by these safeguards and was not called to the attention of the public until the bill reached my desk.

Let me make it clear that there was no intentional concealment by anyone. It was inadvertent that the statutory references in the bill were more inclusive than anyone understood them to be.

Nor do I mean to indicate that the bill does not contain suggestions of considerable merit. I have long felt that the Highway Department is burdened with too many functions that have no relation to highway maintenance and construction. But I think the solution can be found through a regrouping of functions among our present departments rather than to splinter off functions into new departments. In general I oppose new bureaus and departments.

One other aspect of the bill troubles me. It provides a six year term for the Director of the new department. All of our other code department heads have two year terms. Our Constitution clearly contemplates that the people will have an opportunity every two years to change the administration of their state government. This bill seeks to withdraw one area of state government from the biennial test of an election. Forgetting the question of legal validity, I think this provision for a six year term violates the spirit of the Constitution with regard to executive departments under the direction of the Governor.

Dated this 2nd day of May, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

Communications

Card from Roberta Hoffman expressing appreciation for the farewell gift presented to her.

Cards from L. E. Sorenson of Aurora, Nebraska; Edward F. Kind of Bloomfield, Nebraska; Laddy F. Hlavaty of Lincoln, Nebraska; and Arthur B. Catlin of Stanton, Nebraska, relative to L. B. 29. Referred to the Committee on Public Works.

Letter from Joseph W. Martin, Jr., Speaker of the House of Representatives, Washington, D. C., acknowledging receipt of L. R. 16.

Letter from Dwight Griswold, U. S. Senator, Washington, D. C., acknowledging receipt of L. R. 16.

Letter from R. D. Harrison, U. S. Representative, Washington, D. C., acknowledging receipt of L. R. 16.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 338. Replaced on Select File.
LEGISLATIVE BILL 399. Correctly re-engrossed.
LEGISLATIVE BILL 426. Correctly engrossed.
LEGISLATIVE BILL 466. Correctly engrossed.
LEGISLATIVE BILL 471. Correctly engrossed.
LEGISLATIVE BILL 487. Correctly engrossed.
LEGISLATIVE BILL 571. Correctly engrossed.
LEGISLATIVE BILL 582. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. R. 24

Visitors

Mr. Vogel introduced Miss Anderson, Mrs. Hayworth and Mr. Ester Wick, Teachers, and seventy-six students from Omaha Technical Junior High School, Omaha, Nebraska.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 391. With emergency.

A bill for an act to amend sections 43-512 and 68-206.01, Re-issue Revised Statutes of Nebraska, 1943, and section 68-404, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 172, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to paupers and public assistance; to provide that beginning January 1, 1954, the expense for medical, surgical, and hospital care in the excess of the maximum payments for assistance shall not be included in the assistance payments for aid to dependent children, old age assistance, and blind assistance; to provide the maximum payments for aid to dependent children; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Mr. Carmody requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Wilson moved that the Call be raised, which prevailed with 35 ayes, 0 nays and 8 not voting.

Voting in the affirmative, 24:

Adams	Carson	Liebers	Pizer
Beaver	Cramer	McNutt	Shultz
Bixler	Diers	Marvel	Syas
Britt	Duis	Moulton	Tvrdik
Brown	Klaver	Nelson	Vogel
Carmody	Lee	Peterson	Wilson

Voting in the negative, 17:

Anderson	Coffey	Hill	Lillibridge
Aufenkamp	Cole	Hubka	McHenry
Bridenbaugh	Dooley	Kotouc	Martin
Brower	Fenske	Larkin	Person
Carpenter			

Not voting, 2:

Burney	Williams
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A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Mr. Carmody asked unanimous consent to return L. B. 391 to Select File for amendment. Consent was granted and it was so ordered.

LEGISLATIVE BILL 4. With emergency.

A bill for an act relating to the Civil Administrative Departments of the State of Nebraska; to create in the Department of Roads and Irrigation a State Highway Commission; to provide for

the appointment of the members of the commission from the districts prescribed therein and their terms of office, oath, and removal; to provide for certain procedure and a meeting place for the commission; to provide for the salary and expenses of the members of the commission; to provide additional duties for the State Engineer; to provide the duties for the commission; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 28:

Adams	Coffey	Hubka	Moulton
Bixler	Cole	Klaver	Nelson
Bridenbaugh	Cramer	Lee	Person
Brower	Diers	Liebers	Peterson
Brown	Dooley	McHenry	Pizer
Carmody	Duis	Martin	Shultz
Carpenter	Hill	Marvel	Vogel

Voting in the negative, 11:

Anderson	Britt	Kotouc	Tvrdik
Aufenkamp	Carson	McNutt	Wilson
Beaver	Fenske	Syas	

Not voting, 4:

Burney	Larkin	Lillibridge	Williams
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A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Whereupon the President stated: "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 26:

Adams	Coffey	Klaver	Moulton
Bixler	Cole	Lee	Nelson
Bridenbaugh	Diers	Liebers	Person
Brower	Dooley	McHenry	Pizer
Brown	Duis	Martin	Shultz
Carmody	Hill	Marvel	Vogel
Carpenter	Hubka		

Voting in the negative, 12:

Anderson	Britt	Kotouc	Syas
Aufenkamp	Carson	McNutt	Tvrdik
Beaver	Fenske	Peterson	Wilson

Not voting, 5:

Burney	Larkin	Lillibridge	Williams
Cramer			

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 353. With emergency.

A bill for an act relating to school lands and funds; to provide that all funds received from the federal government under an Act of Congress known as the Mineral Leasing Act shall be placed in the Permanent School Fund; to validate the prescribed placing of money heretofore received under such Act of Congress in such fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Burney	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 424.

A bill for an act to amend sections 21-836 and 21-843, Revised Statutes Supplement, 1951, relating to religious associations; to provide for succession of property to a superior church authority or denominational state-wide cooperative agency, as prescribed, when local religious associations are abandoned or cease to exist or maintain their organization in lieu of legal proceedings; to further set forth the conditions under which a religious association shall be deemed to have ceased to exist or maintain its organization; to provide for notice to the superior church authority when an unincorporated body commences court action to sell or encumber its property; to provide for change of name of religious association when a national or parent religious corporation changes its name; to prohibit certain designations in names of local religious associations as prescribed; to provide certain procedure and proceedings; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Burney	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 520.

A bill for an act to amend section 81-523, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the date of payment of the fire marshal tax; to provide the insurance companies that shall be liable for such tax; to prescribe the method of calculation and payment of such tax; to expressly include certain items under the prescribed terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carpenter	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmony	Hubka	Marvel	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Burney Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 537.

A bill for an act to amend sections 39-764, 60-505, and 60-507, Reissue Revised Statutes of Nebraska, 1943, relating to Motor Vehicle Safety Responsibility Act; to increase the amount of damages a person shall sustain to his motor vehicle before a report must

be filed with the Department of Roads and Irrigation or that a license may be suspended; to provide for the destruction of certain records, pertaining to accidents, by the department as prescribed; to require the police or police headquarters of certain cities or villages to file a copy of accident reports with the Department of Roads and Irrigation as prescribed; to clarify the conflicting requirements of the sections of this act in regard to the amount of damage requiring such reports and the procedure, time of making, and the requirements thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Hubka	Marvel
Anderson	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Wilson

Voting in the negative, 0.

Not voting, 3:

Burney	Moulton	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 392. Mr. Carmody asked unanimous consent that L. B. 392 be returned to Select File for amendment. Consent was granted and it was so ordered.

LEGISLATIVE BILL 516. With emergency.

A bill for an act relating to school lands and funds; to provide for the sale, by the Board of Educational Lands and Funds, of all lots or tracts of land located in the south half of section 23, and the west half of section 26, all in township 10 north, range 6, east

of the sixth principal meridian, Lancaster County, Nebraska, which lands are not designated for any particular use and the title to which is now vested in the State of Nebraska; to provide the manner of such sale; to provide that the money received from such sales shall be placed in the Permanent School Fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams	Carpenter	Hubka	Marvel
Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brower	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Wilson

Voting in the negative, 0.

Not voting, 3:

Burney	Nelson	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 552.

A bill for an act to amend section 77-1604, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to make the levy for the mothers' pension fund optional; to restrict the right of the county boards of equalization of counties to levy three-tenths of a mill, as prescribed, for such purpose to counties having a population of more than two hundred thousand inhabitants; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Burney Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 584. With emergency.

A bill for an act to authorize the Governor to execute, acknowledge, and deliver a deed, on behalf of the State of Nebraska, to the city of Hastings, Nebraska, conveying the west seventy feet of Block 1, S. P. Coles Addition to the city of Hastings, Adams County, Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Burney	Diers	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 29. With emergency.

A bill for an act relating to motor vehicles; to provide that the prescribed holders of amateur radio station licenses complying with the provisions of this act shall be issued a set of registration plates containing the call letters of such amateur radio station license; to provide for an application for the same; to fix the fee therefor; to provide that only one motor vehicle may be so registered by each applicant at one time; to prescribe the duties of certain public officials; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carpenter	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brower	Fenske	McNutt	Vogel
Brown	Hill	Martin	Wilson
Carmody	Hubka	Marvel	

Voting in the negative, 2:

Carson	Peterson
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Not voting, 2:

Burney	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 519.

A bill for an act to amend section 84-202, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Justice; to remove the provision that the Department of Justice shall not have charge and control of all the legal business of the military department bureaus or military offices of the state; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Moulton
Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brower	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Burney Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Suspend Rules—Consider Bills on Final Reading

Mr. President: I move that we suspend the rules and vote on L. B. 256, 281, 418 and 583 on Final Reading. (Signed) Herbert J. Duis

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

Unanimous Consent—Executive Session

Mr. Carson asked unanimous consent that the Committee on Public Works hold an executive session at 1:30 p.m. today to consider bills.

Consent was granted.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 256.

A bill for an act to amend section 79-4,102, Revised Statutes Supplement, 1951, relating to schools; to increase the free high school tuition; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carpenter	Hubka	Moulton
Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brower	Duis	McNutt	Vogel
Brown	Fenske	Martin	Wilson
Carmody	Hill	Marvel	

Voting in the negative, 1:

Nelson

Not voting, 3:

Burney	Larkin	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 281.

A bill for an act to amend section 16-669, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to reduce maximum rate of interest on special taxes for sewer mains or water mains before installments thereof are delinquent and the rate of interest after they are delinquent as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrđik
Brower	Fenske	Martin	Vogel
Brown	Hill	Marvel	Wilson
Carmody	Hubka		

Voting in the negative, 3:

Coffey	Lillibridge	Peterson
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Not voting, 2:

Burney	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 418. With emergency.

A bill for an act to amend section 79-426.09, Revised Statutes Supplement, 1951, relating to schools; to change certain requirements and procedure in regard to school district reorganizations under the particular prescribed circumstances; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 31:

Adams	Brown	Kotouc	Nelson
Anderson	Carmody	Larkin	Person
Aufenkamp	Carpenter	Lee	Shultz
Beaver	Coffey	Lillibridge	Syas
Bixler	Cole	McHenry	Tvrdik
Bridenbaugh	Diers	McNutt	Vogel
Britt	Hill	Martin	Wilson
Brower	Klaver	Moulton	

Voting in the negative, 8:

Carson	Duis	Liebers	Peterson
Cramer	Fenske	Marvel	Pizer

Not voting, 4:

Burney	Dooley	Hubka	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 583. With emergency.

A bill for an act to authorize the Governor to execute, acknowledge, and deliver a deed on behalf of the State of Nebraska to the city of Grand Island, Nebraska, conveying that part of lot A in Ross and Ashton Park Addition to the city of Grand Island, Hall County, Nebraska, bounded on the north by Ashton Avenue, on the east by Vine Street, on the west by Oak Street, and on the south by the C. B. & Q. Belt Line right-of-way; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Adams	Britt	Coffey	Fenske
Anderson	Brower	Cole	Hill
Aufenkamp	Brown	Cramer	Hubka
Beaver	Carmody	Diers	Klaver
Bixler	Carpenter	Dooley	Kotouc
Bridenbaugh	Carson	Duis	Larkin

Lee	McNutt	Person	Syas
Liebers	Martin	Peterson	Tvrdik
Lillibridge	Marvel	Pizer	Vogel
McHenry	Moulton	Shultz	Wilson

Voting in the negative, 0.

Not voting, 3:

Burney	Nelson	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 12. Replaced on Select File as amended.

E and R amendment to L. B. 12:

1. In section 1, page 2, line 3, before the new insertion by Williams amendment insert "(1)".

LEGISLATIVE BILL 282. Replaced on Select File as amended.

E and R amendment to L. B. 282:

1. In the bill title, at the end of line 7, before the new matter placed at the same place by prior enrollment and review amendment 3, insert a comma.

(Signed) Joseph D. Martin, Chairman

RECESS

At 11:55 a.m., on a motion by Mr. Carmody, the Legislature recessed until 3:30 p.m.

AFTER RECESS

The Legislature reconvened at 3:30 p.m., Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Anderson, Burney, Peterson and Williams, who were excused.

Announcement—Consider Bills on General File

Speaker Tvrdik suggested the following as a list of non-controversial bills to be considered on General File and stated that if any bill proved to be controversial, it would be stricken from the list: L. B. 349, 566, 203, 386, 209, 156, 116, 404, 324, 370, 572, 283, 580, 581, 493 and 532. So ordered.

GENERAL FILE

LEGISLATIVE BILL 349. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 566. Read and considered.

Mr. Wilson offered the following amendments, which were adopted:

1. Amend section 4 of the bill, lines 14, 15, and 16 by striking the new matter and reinstating the old matter, line 16 by striking “, which” and inserting “, which ; *Provided, that the Adjutant General and any subordinate civil defense officer within this state, designated by the Adjutant General in writing, shall be qualified to administer any such oath within this state under such regulations as the Adjutant General shall prescribe. The*”.

2. Amend the title of the bill, line 12 by inserting after the word “duties” the following:

“; to provide who may administer oaths”.

Advanced to E and R for review.

LEGISLATIVE BILL 203. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Amend the title to conform to the Standing Committee amendment.

Advanced to E and R for review.

LEGISLATIVE BILL 386. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 209. Read and considered.

Mr. Vogel offered the following amendment to the Standing Committee amendment, which was adopted:

Amend Standing Committee amendment to L. B. 209 by striking the figure "4" after the word "section" and inserting in lieu thereof the figure "1".

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day, as amended, was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 156. Read and considered.

Mr. Bridenbaugh asked unanimous consent to amend L. B. 156 by adding the emergency clause and amending the title to conform. Consent was granted.

Advanced to E and R for review.

LEGISLATIVE BILL 116. Read and considered.

Mr. Dooley offered the following amendments, which were adopted:

1. Amend page 2 of the bill, section 1, line 4 by inserting "*of any county having a population of not more than two hundred thousand inhabitants*" after the word "board".

2. Amend the title to conform.

Mr. Dooley asked unanimous consent to amend Section 1, line 5, by striking the words "one week" and inserting in lieu

thereof "ten days"; and adding the emergency clause and amending the title accordingly. Consent was granted.

Advanced to E and R for review.

LEGISLATIVE BILL 404. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 324. Read and considered.

Mr. McNutt offered the following amendment, which was adopted with 18 ayes, 8 nays and 17 not voting:

Amend Section 1, page 2, line 6, by striking the words "twenty-five" and inserting in lieu thereof the word "ten".

Advanced to E and R for review.

LEGISLATIVE BILL 370. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 572. Returned to regular position on General File.

LEGISLATIVE BILL 283. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 580. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend Section 1, Page 5, Article 7, Line 106, by striking the word "with" and inserting the word "within" in lieu thereof.

Returned to regular position on General File.

LEGISLATIVE BILL 581. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. Martin offered the following amendment, which was adopted:

Amend Section 2, Line 4, by striking the words "more than sixty" and inserting in lieu thereof the word "thirty", and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 493. Read and considered.

Laid over. Retain position at head of General File.

LEGISLATIVE BILL 532. Laid over. Retain position at head of General File.

Visitors

Mr. Duis introduced former Senator Swan Carlson of Funk, Nebraska, who addressed the Legislature briefly.

Announcement

Mr. George Round, Director of Public Relations at the University of Nebraska, notified the Legislature that a photographer from the University would be available tomorrow morning in the East Senate Chamber to take pictures of the Members.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 4. Correctly enrolled.
LEGISLATIVE BILL 29. Correctly enrolled.
LEGISLATIVE BILL 256. Correctly enrolled.
LEGISLATIVE BILL 281. Correctly enrolled.
LEGISLATIVE BILL 418. Correctly enrolled.
LEGISLATIVE BILL 516. Correctly enrolled.
LEGISLATIVE BILL 519. Correctly enrolled.
LEGISLATIVE BILL 552. Correctly enrolled.
LEGISLATIVE BILL 583. Correctly enrolled.
LEGISLATIVE BILL 584. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Government

LEGISLATIVE BILL 588. Indefinitely postponed.

(Signed) Charles Wilson, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 4

L. B. 418

L. B. 552

L. B. 29

L. B. 516

L. B. 583

L. B. 256

L. B. 519

L. B. 584

L. B. 281

Adjournment

At 5:07 p.m., on a motion by Mr. Liebers, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, May 5, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Burney and Williams, who were excused.

The Journal for the Eighty-third Day was approved.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 353. Correctly enrolled.
LEGISLATIVE BILL 520. Correctly enrolled.
LEGISLATIVE BILL 537. Correctly enrolled.
LEGISLATIVE BILL 431. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 353

L. B. 520

L. B. 537

SELECT FILE

LEGISLATIVE BILL 338. Advanced to E and R for engrossment.
LEGISLATIVE BILL 391. Laid over.

LEGISLATIVE BILL 392. Laid over.

LEGISLATIVE BILL 12. E and R amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 282. E and R amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

Mr. Carpenter recommended that L. B. 318 and L. B. 320 be considered on General File at this time. No objections. So ordered.

Mr. Kotouc asked unanimous consent that L. B. 356 be considered on General File immediately after L. B. 320. Consent was granted and it was so ordered.

LEGISLATIVE BILL 318. Read and considered.

Mr. Person and Mr. Burney asked unanimous consent that the following amendments be adopted:

1. Amend page 2 of the bill, section 1, line 1 by striking the word "An" and inserting "A building and loan" and line 5 by inserting "a vote of a majority of all the stockholders represented at an annual meeting upon written notice mailed ten days prior to the annual meeting to the last-known address of each stockholder as shown by the books of the association that a pension or retirement plan, or other plan for benefits for its officers and employees will be presented at such meeting and by" after the word "by".

2. Amend the title of the bill, line 8 by inserting ", a vote of a majority of all the stockholders as prescribed" after the word "directors".

Mr. Lee offered the following amendment to the Person-Burney amendment, which was adopted:

Amend the Person-Burney amendment, line 4, by adding after the word "meeting" the words "of such association".

The Person-Burney amendments as amended were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 320. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 356. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Return L. B. 441 to General File

Mr. Syas asked unanimous consent that L. B. 441 be returned to General File for amendment. Consent was granted and it was so ordered.

LEGISLATIVE BILL 441. Mr. Syas moved that his specific amendments, found in the Legislative Journal for the Eighty-first Day, be adopted.

The motion prevailed.

Advanced to E and R for review.

LEGISLATIVE BILL 259. Consideration of Standing Committee amendment 5.

Mr. Bixler withdrew his motion to reconsider the Shultz amendment, found in the Legislative Journal for the Eighty-second Day.

Mr. Bixler offered the following amendment:

Amend Standing Committee amendment 5 by striking lines 1 to 7, inclusive, and inserting the following:

Amend section 3 of the bill by striking the new matter in lines 3 to 69, line 72 by striking "five" and inserting "five six",

line 77 by striking "twenty-eight hundred" and inserting "twenty-eight hundred *three thousand*", line 78 by striking "three" and inserting "*three six*", line 79 by striking "twenty-eight hundred" and inserting "twenty-eight hundred *three thousand*", line 80 by striking "fee shall be five" and inserting "*registration fee shall be five eight*", line 81 by striking "and".

Mr. Kotouc moved the previous question, which prevailed with 31 ayes, 0 nays and 12 not voting.

Mr. Klaver requested a record vote.

Voting in the affirmative on the Bixler amendment, 22:

Anderson	Carpenter	Duis	Nelson
Beaver	Carson	Lee	Person
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Brower	Diers	Moulton	Wilson
Brown	Dooley		

Voting in the negative, 18:

Adams	Fenske	Larkin	Marvel
Aufenkamp	Hill	Liebers	Peterson
Britt	Hubka	McNutt	Syas
Carmody	Klaver	Martin	Tvrdik
Coffey	Kotouc		

Not voting, 3:

Burney	Vogel	Williams
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The Bixler amendment was adopted.

Standing Committee amendment 5 was adopted as amended.

Member Excused

Mr. Carpenter was excused until 3:00 p.m.

Mr. Fenske offered the following amendment, which was adopted:

Amend Burney amendment to Section 4 by striking the word "eight" and inserting the word "ten", in next to last line.

Mr. Lee offered the following amendment, which was adopted with 27 ayes, 0 nays and 16 not voting:

Amend the Burney amendment to Standing Committee amendment 5 by striking "six" and inserting "ten" in lieu thereof.

Mr. Aufenkamp offered the following amendment, which was adopted:

Amend Line 8 of Standing Committee amendment 9 as follows:

Add the word and punctuation "street," after the word "police".

Standing Committee amendment 13 was adopted.

Mr. Bridenbaugh moved that L. B. 259 be advanced to E and R for review.

Mr. Britt requested a record vote.

Voting in the affirmative, 23:

Anderson	Cole	Kotouc	Nelson
Beaver	Cramer	Lee	Person
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Vogel
Brower	Duis	McNutt	Wilson
Brown	Fenske	Martin	

Voting in the negative, 14:

Adams	Coffey	Larkin	Moulton
Aufenkamp	Hill	Liebers	Peterson
Britt	Hubka	Marvel	Syas
Carmody	Klaver		

Not voting, 6:

Burney	Carson	Tvrdik	Williams
Carpenter	Pizer		

The motion prevailed, and L. B. 259 was advanced to E and R for review.

Unanimous Consent—Special Recognition

Mr. Adams asked unanimous consent that the following be made a part of the Daily Journal. Consent was granted and it was so ordered.

Lincoln, Nebraska

May 5, 1953

When individuals or governments are made conscious of an existing event, the central figure of which has made an outstanding contribution to their life, their prosperity, and good fortune, it is not ill-befitting the dignity of such, to return, if opportune, a bit of reciprocation. Such is the intention of this memo. Sunday, May 3, the Nebraska Press carried the information: that out of 2,750,000 veterans of the Grand Army of the Republic, Comrade Albert Woolson of Duluth, Minnesota, now in his 106th year, is the sole survivor. I am asking consent to read the sentiments I now express to the Journal and ask permission to have the Clerk of the Senate send to Mr. Albert Woolson a copy of this statement as A NEBRASKA GREETING.

(Signed) John Adams, Sr.

Request—Mimeograph L. B. 259

Mr. Coffey requested that L. B. 259, with the amendments adopted, be mimeographed and placed on the Members' desks. So ordered.

GENERAL FILE

LEGISLATIVE BILL 493. Laid over.

LEGISLATIVE BILL 532. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 107. Read and considered.

Standing Committee amendments 1, 2, 3, and 4 found in the Legislative Journal for the Fifty-fourth Day were adopted.

Mr. Wilson offered the following amendment:

Amend L. B. 107, by adding a new section immediately after Section 35, to be known as Section 36, and to read as follows:

Sec. 36. Any motor vehicle as defined in Subsection 7, Section 2 of this act, used or operated by any contractor, or by any person, as defined in Subsection 1 of Section 2 of this act, in the construction, reconstruction, repair or maintenance of any high-

way as defined in Subsection 3 of Section 2 of this act, shall be exempt from the payment of the excise tax provided for in re-numbered Section 5 hereof.

Pending.

Members Excused

Mr. Dooley was excused for this afternoon.

Mr. Adams was excused for Wednesday, May 6, 1953.

Explanation of Vote

Mr. President: Had I been present I would have voted "aye" on the advancement of L. B. 259. (Signed) Harry L. Pizer

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 5, 1953, at 10:00 a.m.:

L. B. 4	L. B. 418	L. B. 552
L. B. 29	L. B. 516	L. B. 583
L. B. 256	L. B. 519	L. B. 584
L. B. 281		

LEGISLATIVE BILL 424. Correctly enrolled.
LEGISLATIVE BILL 12. Correctly engrossed.
LEGISLATIVE BILL 282. Correctly engrossed.
LEGISLATIVE BILL 412. Correctly engrossed.
LEGISLATIVE BILL 462. Placed on Select File as amended.

E and R amendments to L. B. 462:

1. In Standing Committee amendment 3, before the period line 7 of the newly inserted matter, insert "in the manner provided for by subsection (1) of section 21 of this act"; also in line 6, of the original, strike "ad valorem"; in section 35, line 4 of original, Standing Committee amendment 4, after "portion" insert "so"; in section 36, strike all of line 3 in original commencing

with "or", all of line 4 and to and including "decree" in line 5 and in lieu thereof insert "of the county or counties in which such district is located. After the court decree of validation"; and in section 36, line 6 in original after "showings" and also in line 7 after "court" insert a comma; section 34, line 3 of original, after "counties" insert "for"; line 5, after "tax" insert a comma.

2. In section 1 of the bill, line 8, before the period insert "as provided in section 5 of this act".

3. In section 3, line 3, strike the last "the" and in lieu thereof insert "such".

4. In section 4, line 1, before "Not" insert "(1)"; line 2, after "board" insert "of the county"; line 4, after "notice" insert "by publication,"; line 6, strike ", by publication"; line 8 strike all of line commencing with "At" and all of line 9 to and including "all" and in lieu thereof insert "(2) At the time and place so fixed in accordance with subsection (1) of this section, the county board of such county shall meet for a hearing in regard to the formation of such a district as proposed. All"; line 10, after "have" insert "an"; line 13, after "board" insert ", referred to in subsection (1) of this section,"; in the same line after "determine" insert "as to"; line 15, after "way" insert "such boundaries are"; lines 15 and 16, strike "; *Provided*, that if" and in lieu thereof insert ". If"; line 16, after "owners" insert "of such proposed road improvement district shall"; line 17, after "protests" insert a comma; and in line 18, strike "then".

5. In section 5, line 1, strike "such" and in lieu thereof insert "the"; line 2, after the second comma insert "as provided by subsection (2) of section 4 of this act,"; line 7, after "in" insert "subsection (1) of"; lines 10, 11, and 12, strike the quotation marks; line 13, strike "upon" and in lieu thereof insert "is provided by law for"; line 14, after "result" insert "of such election"; in the same line strike ", and if" and in lieu thereof insert ". If"; line 15, strike "be" and in lieu thereof insert "are"; line 20, before "Such" insert "Such members so elected shall be the first board of trustees of such district if the formation of the district is so approved at such election,"; line 22, strike the period and in lieu thereof insert "under the provisions of section 6 of this act. It shall elect a president and clerk substantially as is provided for in sections 6 and 9 of this act."

6. In section 6, line 6, strike "four" and in lieu thereof insert "six"; line 9, after "owner" and in line 14, after "election"

insert a comma; line 9, after "for" insert "the"; in the same line after "trustee" insert "of such road improvement district"; line 10, strike "said" and in lieu thereof insert "such"; line 18, strike "after" and in lieu thereof insert "of the trustees of such district after the"; in the same line, strike "member" and in lieu thereof insert "or more members at such general state election and thereafter after each such general state election"; strike the quotation marks in line 20 and the quotation marks in line 22; also in the same line strike the comma after "County" and in lieu thereof insert "or _____ Counties, as the case may be."

7. In section 7, line 2, before "certificate" insert "his"; line 4, after "vacancy" insert a comma; in the same line strike " , however caused" and in lieu thereof insert "from any cause"; line 6, strike "at which time" and in lieu thereof " . At such election"; line 8, after "term" insert "of such trustee".

8. In section 8, line 13, strike "said" and in lieu thereof insert "such".

9. In section 9, line 6 after "have" and line 18 after "for" insert "the"; and in line 15, after "paid" insert a comma.

10. In section 10, line 2, after "district", line 3 after "act" and in line 11, after "ordered", insert a comma; line 3, strike "partially, or to"; line 11, strike "sections 11 and" and in lieu thereof insert "section 11 or".

11. In section 11, line 4, after "shall" insert "(1)"; line 6 strike the first "and shall" and in lieu thereof insert " , (2)"; in the same line strike the second "shall" and in lieu thereof insert "(3)"; line 9, after the comma, insert "in order"; and line 10, before the period insert " , subject to the provisions of section 12 of this act".

12. In section 12, line 3, strike " , the board shall publish" and in lieu thereof insert "without the filing of the petition referred to in section 11 of this act, it shall so determine by resolution of the board. The board shall thereupon publish a"; line 6, strike "for" and in lieu thereof insert "during"; line 8, after "trustees" and in line 9, after "notice" insert a comma; line 11, strike " ; but" and in lieu thereof insert " , referred to in section 11 of this act, and"; strike all of lines 16 to 20 inclusive and in lieu thereof insert "made, contract therefor, and levy assessments, as set forth in section 11 of this act, to pay the cost thereof."

13. In section 13, line 2, insert a comma after "petitions"; line 5, after "deeds" insert ", of the county or counties where the lands of the district are located,".

14. In section 14, strike lines 2, commencing with the comma, to and including "treasurer" in line 7; line 10, before "for" insert "or counties"; line 11, before the period insert "as more particularly set forth in section 25 of this act".

15. In section 15, line 7, before the period, insert ", unless a different number of yearly payments shall be fixed by the board of trustees as permitted under section 26 of this act"; line 9 strike "seven" and in lieu thereof insert "six"; line 11, before "by" insert "for"; line 13, before the semicolon insert "from the date the same is delinquent until paid"; line 16, strike "the" and in lieu thereof insert "such"; and in the same line, strike ", where-by" and in lieu thereof insert ". If so paid within fifty days,;" and line 17 commencing with "The" strike the rest of the section.

16. In section 16, strike the quotation marks in line 7; strike lines 8, commencing with the comma, all of 9 and 10 and in lieu thereof insert "or _____ Counties, as the case may be. Such paving bonds shall be payable within the time provided by section 27 of this act. They shall".

17. In section 17, line 2, strike "or roads" and in lieu thereof insert " , roads, highway, or street".

18. In section 18, line 1, after "If" and in line 10, after "district" insert a comma; line 4, strike "or roads whereupon" and in lieu thereof insert ", roads, highway, or street upon which"; line 7, strike the comma; line 12, strike "the neglect or refusal so to do" and in lieu thereof insert "a neglect or refusal to do so"; and in line 14, strike ", and the judgment thus" and in lieu thereof insert " . Any such judgment so".

19. In section 19, line 1, strike "For" and in lieu thereof insert "(1) For the payment of"; line 5, strike all of line commencing with "all" and to and including "district" in line 6, and in lieu thereof insert "the assessed value of all the taxable property in such road improvement district, except intangible property, to be levied in the manner referred to in subsection (1) of section 21 of this act"; line 9, strike "they deem" and in lieu thereof insert "it deems to be"; line 10 strike the quotation marks; line 12, strike ", and to" and in lieu thereof insert ". Such bonds shall"; line 19, before "For" insert "(2)"; line 21, before

"upon" insert a comma; lines 26 and 27, strike "issued and sold as aforesaid" and in lieu thereof insert "referred to in subsection (1) of this section and in section 16 of this act when issued and sold";

20. In section 21, line 1, before "The" insert "(1)"; lines 4 and 5, strike "of the actual valuation" and in lieu thereof insert "upon the assessed value of all the taxable property in such district, except intangible property,"; line 6, strike "and" and in lieu thereof insert ". The board shall,"; line 7, strike "the same" and in lieu thereof insert "any such levy"; line 9, before "The" insert "(2)"; line 15, after "district" insert "and collected by him from his county or from other county treasurers, if there be more than one county having land in the district,".

21. In section 22, line 3, after the second "of" insert "such"; line 5, before the period, insert "which shall be a lien as provided by section 14 of this act when properly levied and certified as required by this act".

22. In section 23, line 13, after "where" insert "the"; line 20, strike "for two" and in lieu thereof insert "during two consecutive"; lines 23 and 24, strike "as provided in this act, and they" and in lieu thereof insert ". The time of such hearing shall be determined in the manner stated in section 24 of this act. Any objections so filed".

23. In section 24, line 4, strike "such notice and in" and in lieu thereof insert "the notice provided for by section 23 of this act. Such date of hearing shall be"; line 6, before the comma, insert "of the notice thereof"; line 11, insert a comma after "owners"; line 15, after "this" insert "section and section 23 of this act".

24. In section 25, line 5, before the period, insert ", as set forth in this act"; and in line 9, after "under" insert "any".

25. In section 26, line 4, strike all of the line commencing with "at" and all of line 5 to the period and all amendments thereto and in lieu thereof insert "as provided in section 15 of this act"; line 6, after "delinquent" insert "as stated in section 15 of this act or otherwise"; strike the sentence commencing with "Delinquent" in line 8.

26. In section 27, line 3, strike line after "negotiable" to but not including the word "in" and in lieu thereof insert "assessment paving bonds, referred to in section 16 of this act,"; line 14,

strike "an ad valorem tax" and in lieu thereof insert "as a tax in the manner referred to in subsection (1) of section 21 of this act".

27. In section 28, line 4 after the comma, insert "as provided for by section 29 of this act,".

28. In section 29, strike all of line 2 and in line 3 to and including "shall" and in lieu thereof insert "shall, as directed in section 28 of this act,"; line 13, after the period, insert "A person or persons owning or desirous of purchasing such bonds when issued may bring such action, if the board shall fail to do so, or may become a party to any such action commenced by the board of trustees of such a district."

29. In section 30, line 5, strike "in this act" and in lieu thereof insert "by subsection (1) of section 4 of this act, unless other or different notice is fixed by the court"; line 6, strike "and" and in lieu thereof insert ", the".

30. In section 31, line 1, insert a comma after "person"; line 16 after "Procedure" and line 17 after "act"; also strike the comma after "district" in line 1; and in line 2, after "bonds" insert "thereof".

31. In section 32, line 9, after "court" insert a comma; line 16, after "shall" insert ", among other things,"; line 28, before "issuing" insert "the"; line 31, strike ", and" and in lieu thereof insert ". The board of trustees"; line 35, strike ", and the" and in lieu thereof insert ". The"; and in line 36, strike ", and" and in lieu thereof insert "and,".

32. In the bill title, strike the balance of title beginning with line 7 and insert "certain procedure for the formation thereof and the exercise of the powers of such a district; to provide for the election of a board of trustees as a governing body, their qualifications, duties, and powers; to authorize the issuance of bonds and the registration thereof; to provide for making certain road improvements and the levying of assessments to pay the cost thereof, except as otherwise prescribed; to provide for the levying of taxes as prescribed for the purposes set forth in this act; to make such assessments a lien as prescribed; to provide for the payment of such assessments; to provide the terms provisions, conditions, and limitations of the bonds thereof; to provide for officers of and an engineer for such board; to provide duties for certain public officers; to provide the procedure for validation of

such districts and certain other proceedings thereof; to provide a construction clause; to permit such districts to make agreements as prescribed to assist in paying for such improvements; to provide for maintenance of improvements so made; to provide for the assumption of part of the debts of a district if a portion of such district is annexed by a city or village; to provide for filing certain plans and other papers with the prescribed county officials; and to declare an emergency.

LEGISLATIVE BILL 324. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

Public Works

LEGISLATIVE BILL 212. Placed on General File.

LEGISLATIVE BILL 364. Indefinitely postponed.

LEGISLATIVE BILL 433. Indefinitely postponed.

LEGISLATIVE BILL 474. Indefinitely postponed.

LEGISLATIVE BILL 489. Indefinitely postponed.

LEGISLATIVE BILL 525. Indefinitely postponed.

(Signed) Hugh Carson, Chairman

Visitors

Mr. Brower introduced Mr. Don Schantoo, Teacher, and nine students from Holy Family High School, Lindsey, Nebraska.

Mr. Anderson introduced Mr. Philip Olsen, Instructor, and seventeen students of the Veterans Agriculture Class of Aurora, Nebraska.

Mr. Tvrdik introduced Miss Taylor, Teacher, and twenty-two students from Underwood High School, Underwood, Iowa.

Mr. Liebers introduced Mrs. Art Fagan, Waverly, Nebraska, Vice President, and forty-four ladies, Presidents of Lancaster County Extension Clubs.

Mr. Larkin introduced Sister Mary Jose, Principal, Sister Mary David, Teacher, and twenty-eight students from Saint Bridget School, Omaha, Nebraska.

Mr. Lillibridge introduced Miss Shirley Synovec, Teacher, and three students from School District 28, Tobias, Nebraska; also nine sponsors.

Mr. Vogel introduced Miss Stauffer, Coordinator, Mrs. Plumley and Mr. Woodward, Teachers, and seventy-three students from Omaha Technical Junior High School, Omaha, Nebraska.

Mr. Bridenbaugh introduced Mr. Ray Eberly, Teacher, and thirteen students from Emerson High School, Emerson, Nebraska.

Mr. Kotouc introduced Mrs. L. J. Duder, County Chairman, and Mr. R. N. Houser, County Agricultural Agent, and twenty-five ladies from the Home Extension Clubs of Pawnee County, Nebraska.

Mr. Dooley introduced Mrs. McGuire and Mrs. Riggs, Teachers, and seventy students from the Seventh Grade of Bellevue Public School, Bellevue, Nebraska.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk of the Legislature be instructed to write a letter of thanks to the Roberts Dairy for having us as their guests at their very fine party on April 20, 1953. (Signed) John E. Beaver

The motion prevailed.

RECESS

At 11:58 a.m., on a motion by Mr. Lillibridge, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Burney and Williams, who were excused, and Mr. Carpenter, who was excused until 3:00 p.m.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

GENERAL FILE**LEGISLATIVE BILL 107.**

Standing Committee amendment 5 found in the Legislative Journal for the Fifty-fourth Day was read.

Mr. Shultz offered the following amendment, which was adopted:

Amend the Committee amendment to renumbered section 5, line 2, by adding, after the words "Revised Statutes Supplement, 1951" the words "and amendments thereto".

Standing Committee amendment 5, as amended, was adopted.

Standing Committee amendments 6 through 24, inclusive, found in the Legislative Journal for the Fifty-fourth Day, were adopted.

Mr. Shultz offered the following amendment, which was adopted:

Amend renumbered section 34, line 4, by striking out the words "enter the state on"; and also strike out the remainder of said section, all of lines 5 to 13, both inclusive; and inserting in lieu thereof the words "comply with sections 66-504 and 66-506, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto."

Mr. Wilson's amendment, found in this day's Journal, was not adopted.

Mr. Wilson Presiding

Speaker Tvrdik Presiding

Mr. Shultz offered the following amendment, which was adopted:

Add a new section as follows:

"Sec. 41. This act shall be in full force and in effect on and after January 1, 1954."

Mr. Person offered the following amendment, which was adopted:

In Section 8, page 4, line 14, strike the words "In case", and strike all of lines 15, 16, and 17.

Mr. Britt moved to indefinitely postpone L. B. 107.

The motion was lost.

Mr. Shultz offered the following amendment, which was adopted:

Amend page 3 of the bill, section 2, lines 28 and 29 by striking the word "or" in line 28 and striking the word "operated" in line 29.

Mr. Shultz moved that L. B. 107 be advanced to E and R for review.

Mr. Britt requested a record vote.

Voting in the affirmative, 26:

Adams	Carson	Larkin	Peterson
Anderson	Coffey	McHenry	Pizer
Aufenkamp	Cole	Martin	Shultz
Bixler	Cramer	Marvel	Syas
Brower	Fenske	Moulton	Tvrdik
Brown	Hill	Person	Vogel
Carpenter	Kotouc		

Voting in the negative, 8:

Bridenbaugh	Carmody	Liebers	Nelson
Britt	Duis	McNutt	Wilson

Not voting, 9:

Beaver	Dooley	Klaver	Lillibridge
Burney	Hubka	Lee	Williams
Diers			

The motion prevailed, and L. B. 107 was advanced to E and R for review.

MOTION—Place L. B. 437 on General File

Mr. President: I move that L. B. 437 be placed on General File. (Signed) Hugh Carson

Mr. Carmody requested a record vote.

Mr. Carson requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Klaver moved that the Call be raised, which prevailed with 34 ayes, 0 nays and 9 not voting.

Voting in the affirmative on the original Carson motion, 11:

Beaver	Carmody	Hill	Peterson
Bixler	Carson	McHenry	Syas
Bridenbaugh	Coffey	Marvel	

Voting in the negative, 17:

Adams	Brown	Klaver	Moulton
Anderson	Diers	Larkin	Pizer
Aufenkamp	Duis	Liebers	Tvrdik
Britt	Fenske	McNutt	Vogel
Brower			

Not voting, 15:

Burney	Dooley	Lillibridge	Shultz
Carpenter	Hubka	Martin	Williams
Cole	Kotouc	Nelson	Wilson
Cramer	Lee	Person	

The motion was lost.

MOTION—Flowers

Mr. President: I move that the Clerk be instructed to send flowers to Senator Williams at the Lincoln Veterans Hospital. (Signed) Lester H. Anderson

The motion prevailed.

Adjournment

At 5:00 p.m., on a motion by Mr. Carmody, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, May 6, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Tvrdik presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Williams, who were excused.

The Journal for the Eighty-fourth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE RESOLUTION 10.

Statement on L. R. 10

This Resolution, introduced by Senator Bixler, deals with Fort Robinson. The committee accepted this resolution by a majority vote and advanced it for consideration by the legislature.

(Signed) Hal Bridenbaugh, Chairman

Judiciary

LEGISLATIVE BILL 182. Indefinitely postponed.

LEGISLATIVE BILL 96. Placed on General File as amended.

Standing Committee amendment to L. B. 96:

1. Amend page 2, Section 1, line 11, by inserting after the word "Governor" the words "*with such qualifications and*".

LEGISLATIVE BILL 334. Placed on General File.

(Signed) Robert D. McNutt, Chairman

Unanimous Consent—Consider L. B. 258 on Final Reading

Mr. Burney asked unanimous consent that we vote on L. B. 258 on Final Reading today.

Mr. Bridenbaugh objected.

MOTION—Consider L. B. 258 on Final Reading

Mr. President: I move that the rules be suspended and we vote on L. B. 258 on Final Reading today. (Signed) C. C. Lillibridge

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 258. With emergency.

A bill for an act to amend sections 66-410, 66-424.01, 66-428, and 66-452, Revised Statutes Supplement, 1951, relating to motor vehicle fuels; to increase the gasoline tax; to increase the excise tax on motor vehicle fuels for a period of two years; to provide for the allocation and distribution of the gasoline tax; to fix the proportion of the tax, collected upon gasoline or motor vehicle fuel used for the prescribed agricultural purposes, that shall be refunded; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 32:

Anderson
Beaver

Bixler
Bridenbaugh

Brower
Brown

Burney
Carpenter

Coffey	Fenske	McHenry	Peterson
Cole	Hubka	McNutt	Pizer
Cramer	Klaver	Martin	Shultz
Diers	Lee	Marvel	Tvrdik
Dooley	Liebers	Moulton	Vogel
Duis	Lillibridge	Nelson	Wilson

Voting in the negative, 9:

Aufenkamp	Carson	Kotouc	Person
Britt	Hill	Larkin	Syas
Carmody			

Not voting, 2:

Adams	Williams
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 367.

A bill for an act relating to divorce and alimony; to provide for the release by the court of the lien of child support judgments; to provide that the application for such release filed in the prescribed court shall state the relief desired; to provide for service upon the person having the custody of the child as prescribed; to provide when the court may release such lien; and to provide the amount, terms, and approval of the corporate surety bond that may be required for such release.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Brown	Cramer	Klaver
Aufenkamp	Burney	Diers	Kotouc
Beaver	Carmody	Dooley	Larkin
Bixler	Carpenter	Duis	Lee
Bridenbaugh	Carson	Fenske	Liebers
Britt	Coffey	Hill	Lillibridge
Brower	Cole	Hubka	McHenry

McNutt	Nelson	Pizer	Tvrdik
Martin	Person	Shultz	Vogel
Marvel	Peterson	Syas	Wilson
Moulton			

Voting in the negative, 0.

Not voting, 2:

Adams Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 391. Laid over.

LEGISLATIVE BILL 392. Laid over.

LEGISLATIVE BILL 462. Laid over until Friday, May 8, 1953.

Unanimous Consent—Return L. B. 338 to Select File

Mr. Britt asked unanimous consent that L. B. 338 be returned to Select File for amendment.

Mr. Lillibridge objected.

MOTION—Return L. B. 338 to General File

Mr. President: I move that L. B. 338 be returned to General File for the following amendment:

Amend the General File amendment by directing the Chairman of Enrollment and Review to delete provision relative to the required examination for drivers license of applicants past the age of seventy.

(Signed) Howard L. Britt

The motion prevailed with 27 ayes, 2 nays and 14 not voting.

Unanimous Consent—Consider L. B. 359

Mr. Carpenter asked unanimous consent that L. B. 359 be considered on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 359. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Consider L. B. 311

Mr. Marvel asked unanimous consent to consider L. B. 311 on Thursday, May 21, 1953. Consent was granted.

Visitors

Mr. Cole introduced Mr. and Mrs. Ervin Jefferis of Valentine, Nebraska.

GENERAL FILE**LEGISLATIVE BILL 493.**

Mr. Lillibridge offered the following amendments, which were adopted:

1. Amend the bill by adding a new section immediately after section 27, to be known as section 28, and to read as follows:

“Sec. 28. That section 33-137, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

33-137. In counties having a population of sixty thousand inhabitants or less, the judges and clerks of election, and the board of canvassers for the county, at all general and primary elections shall receive the following pay: For each hour of service rendered, each person shall receive *fifty seventy-five* cents; *Provided*, that in precincts having a counting board no member of the receiving board shall receive pay for more than thirteen hours' service. Each member of the election board shall make an affidavit before a qualified officer of the number of hours he has worked. The messenger appointed to receive and deliver the election supplies to the election place and the messenger appointed to make the return to the county clerk shall each receive for such service two dollars and mileage at the rate of five cents for each mile necessarily traveled in performance of said duty.”

2. Amend the bill by renumbering original sections 28 and 29 as sections 29 and 30, respectively.

3. Amend renumbered section 30 of the bill, line 5 by inserting "33-137," before the word "and".

4. Amend the title of the bill, line 6 by inserting "33-137," before the word "and", and line 12 by inserting "; to increase the compensation of judges and clerks of election and the board of canvassers for the county in counties having a population of sixty thousand inhabitants or less" after the word "Legislature".

Mr. Syas offered the following amendments, which were adopted:

1. Amend section 5 of the bill, page 6, Schedule A by deleting the provisions for voting "for Vice President" and show all such provisions as stricken matter.

2. That Enrollment and Review Committee correlate section 5 of the bill with the provisions of section 1, Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953.

3. Amend the title to conform.

Advanced to E and R for review.

Mr. Lee Presiding

Speaker Tvrdik Presiding

LEGISLATIVE BILL 338. The Britt amendment, found in this day's Journal, was adopted with 25 ayes, 10 nays and 8 not voting.

Mr. Burney moved that L. B. 338 be held on General File to be considered as a Special Order of May 12, 1953.

The motion prevailed.

LEGISLATIVE BILL 114. Mr. Peterson asked unanimous consent that L. B. 114 be considered first on General File this afternoon. Consent was granted and it was so ordered.

LEGISLATIVE BILL 108. Read and considered.

Mr. Martin offered the following amendments, which were adopted:

Amend Section 1, line 8 by striking "two" and inserting "four".

Line 25 by striking "five" and inserting "eight".

Line 26 by striking "November 1, 1952" and inserting "July 1, 1952".

Line 30 by striking "five" and inserting "eight".

Line 30 by striking "organization," and inserting "the first day of July of the year of actual assessment of the tangible property of the district."

Amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 109. Read and considered.

Mr. Martin offered the following amendment, which was adopted:

Amend L. B. 109 by striking section two and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 479. Laid over. Retains place.

Visitors

Mr. Syas introduced Mrs. W. L. Pruner, of Omaha, Nebraska.

Mr. Larkin introduced Muriel Ellis, Teacher, and forty-two students from Corrigan Public School, Omaha, Nebraska; also nine mothers.

Mr. Aufenkamp introduced Mr. James M. Malony, Teacher, and twenty students, from Lorton Elementary School, Lorton, Nebraska; also five sponsors.

LEGISLATIVE BILL 145. Section 1 read.

Pending.

RECESS

At 10:53 a.m., on a motion by Mr. Britt, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Adams and Williams, who were excused.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 6, 1953, at 9:45 a.m.:

L. B. 537
L. B. 424

L. B. 520

L. B. 353

LEGISLATIVE BILL 110. Correctly engrossed.

LEGISLATIVE BILL 379. Correctly engrossed.

LEGISLATIVE BILL 354. Replaced on Select File as amended.

E and R amendments to L. B. 354:

1. In enrollment and review amendment 1, line 2, strike "1957" and in lieu thereof insert "1956" in accordance with Bridenbaugh amendment.

2. In standing committee amendment 1, line 3 of original after the word "addition" insert "thereto,".

LEGISLATIVE BILL 566. Placed on Select File as amended.

E and R amendments to L. B. 566:

1. In the bill, section 3, line 3, before "The" insert "(1)"; line 4, after "for" insert "(a)"; line 5, insert a comma after "subsistence"; line 7, strike "and for" and in lieu thereof insert "and

for (b)"; line 10, strike "for" and in lieu thereof insert "(c) for"; and in line 13, before "The" insert "(2)".

2. In section 4, line 9, strike "as" and in lieu thereof insert "has" as in statutes.

LEGISLATIVE BILL 156. Placed on Select File as amended.

E and R amendment to L. B. 156:

1. In the bill, section 1, page 2, line 25, after "permit" insert "*therefor*"; in lines 25 and 26 strike "; and *provided further*, that the" and in lieu thereof insert "; and *provided further*, that the *which*"; in line 26 after "upon" insert "*the*"; and in line 27 strike ", which sum when collected" and in lieu thereof insert ", which sum . *The fees for such permits*, when collected,".

LEGISLATIVE BILL 370. Placed on Select File as amended.

E and R amendment to L. B. 370:

1. In the bill title, line 5, strike "there shall be" and in lieu thereof insert "the same shall constitute".

LEGISLATIVE BILL 209. Placed on Select File as amended.

E and R amendments to L. B. 209:

1. Strike standing committee amendment 1; and also strike Mr. Vogel's amendment to standing committee amendment.

2. In section 1, page 2, lines 7 and 8 strike "*two mills on the dollar valuation on all property within*" and in lieu thereof insert "*one and one half mills on the dollar valuation on upon the assessed value of all the taxable property within in*"; in line 9 after the comma insert "*except intangible property*,".

3. In the bill title, line 4 strike "the amount" and in lieu thereof insert "; from one mill to one and one half mills on the dollar as prescribed, the maximum amount of tax"; in line 5 insert a comma after "city"; and in line 6 strike the comma after "village".

(Signed) Joseph D. Martin, Chairman

GENERAL FILE

LEGISLATIVE BILL 145. Remainder of bill read.

Mr. Beaver Presiding

Speaker Tvrdik Presiding

Standing Committee amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Mr. McNutt asked unanimous consent to consider the following amendments:

1. Amend page 6 of the bill, section 6, line 30, by striking the word "their" and inserting in lieu thereof the following:
"their his".

2. Amend page 6 of the bill, section 7, line 3, by striking the figures and punctuation "25-1625." and inserting in lieu thereof the figures and punctuation "25-1626. (1)".

3. Amend page 7 of the bill, section 7, line 17, by inserting after the punctuation following the word "necessary" the following:

"(2) The jury commissioner shall appoint a deputy jury commissioner from the regular employees of his office who shall serve ex officio and who shall hold office during the pleasure of the jury commissioner. The deputy jury commissioner shall be approved by the judge or judges of the district court before taking office. The deputy jury commissioner, during the absence of the jury commissioner from the county or during the sickness or disability of the jury commissioner, with the consent of such judge or judges, may perform any or all of the duties of the jury commissioner."

4. Amend page 8 of the bill, section 8, line 30, by inserting after the punctuation following the word "county" the following:

"In counties having a population of less than three thousand inhabitants, the jury commissioner shall draw two key numbers instead of only one, and all the provisions of this section and section 25-1628 shall apply to the drawing, recording, and use of both of such numbers in making up the key number list. In other counties having a population of three thousand inhabitants or more, where experience demonstrates that the use of only one

key number does not produce a list of names of sufficient number to make the system of practical use, the district judge or judges of such counties may, in their discretion, order the drawing of two key numbers as herein provided for."

5. Amend page 8 of the bill by striking all of section 9, and inserting in lieu thereof the following:

"Sec. 9. That section 25-1629, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 76, Sixty-fifth Session, Nebraska State Legislature, 1953, be amended to read as follows:

25-1629. The jury commissioner shall immediately upon receiving the list investigate the persons whose names are found thereon. If he finds that any one of them is not possessed of the qualifications of petit jurors, set forth in section ~~25-1629~~ 25-1601, or is excluded by the terms thereof, he shall strike such name from the list and make a record of each name stricken, which record shall be kept in his office subject to inspection by the court and attorneys of record in cases triable to a jury pending before the court, under such rules as the court may prescribe. The list as thus revised shall constitute the list from which petit jurors shall be selected, until such list shall have been exhausted in the manner hereinafter set forth, or until the February term after each general state election, whichever occurs first. *The otherwise ordered by the judge or judges. Unless otherwise ordered by the judge or judges,* the jury commissioner shall immediately upon completing the revision of said list, in the presence of a judge in districts having less than three judges and in the presence of three judges in districts having three or more judges, select at random the names of eighty persons possessing the qualifications for grand jurors as set out in section 25-1601. *Where no grand jury list is drawn the judge or judges may at any time order the drawing of a grand jury list.* This list shall constitute the list from which grand jurors shall be chosen; *Provided*, that any judge of the district court shall upon the request of any person entitled to access to the list of names stricken, if satisfied that said request is made in good faith, direct the jury commissioner to appear before the judge at chambers and in the presence of the complaining person state his reasons for striking the name specified in the request."

6. Amend page 9 of the bill, section 10, line 6, by inserting after the punctuation following the first word "court" the following:

"or ten days before the day the jury is otherwise directed to report,".

7. Amend page 9 of the bill, section 10, line 16, by striking the word *"court"* and substituting in lieu thereof the words *"judge or judges"*.

8. Amend page 10 of the bill by striking all of section 11, and inserting in lieu thereof the following:

"Sec. 11. That section 25-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 77, Sixty-fifth Session, Nebraska State Legislature, 1953, be amended to read as follows:

25-1632. (1) Subsequent panels of petit jurors for two weeks each shall be called as the judge or judges may determine during the term, and at least ten days before such subsequent panel, the judge or judges as the case may be, shall proceed as aforesaid to the office of the jury commissioner, and the jury commissioner shall, in the presence of such judge or judges, draw in the same manner such number of names as such judge or judges shall direct as petit jurors for such subsequent two weeks period of that term for jury service. The persons so drawn shall be notified and summoned the same as those drawn for the first two weeks. *The judge or judges may, by order, defer the drawing and reporting of jury panels for service after the first two weeks of the term for such period of time as they may determine and in such order or orders may for the number of panels to be drawn and the number of jurors to be drawn for each panel.* During the term the jury commissioner shall draw, notify, and summon other petit jurors in the manner hereinbefore provided as often as the length of the term may require and the judge or judges direct ; *Provided, that whenever . The provisions of this subsection shall not be mandatory in counties having a population of less than sixty thousand inhabitants.* (2) *Whenever* there shall be pending in the criminal court any case wherein the defendant shall be charged with a felony, and the judge holding the court is convinced from the circumstances of the case that a jury cannot be obtained from the regular panel to try the case, the judge may, in his discretion, prior to the day fixed for the trial of the case, direct the jury commissioner to draw, in the same manner as heretofore described, such number of names as the judge or judges may direct as a special panel from which a jury may be selected to try such case, which panel shall be notified and summoned for said day the same as the regular panel."

9. Amend page 13 of the bill, section 13, line 3, by striking the word "occurs" and inserting in lieu thereof the word "appears".

10. Amend page 13 of the bill, section 13, line 4, by striking the word "court" and inserting in lieu thereof the word "judge".

11. Amend page 14 of the bill, section 14, lines 7 and 8, by striking the words "and placed on a key number list".

12. Amend page 15 of the bill, section 14, line 25, by inserting after the punctuation following the word "both" the following:

"Notwithstanding the foregoing provisions of this section, the judge or judges in any district may, in his or their discretion, provide by express order for the disclosure of the names of persons drawn from the revised key number list for actual service as grand or petit jurors."

13. Amend page 17 of the bill, by striking all of section 16, and inserting in lieu thereof the following:

"Sec. 16. That original sections 25-1601, 25-1603, 25-1606, 25-1609, 25-1611, 25-1625, 25-1631, 25-1633, 25-1634, and 25-1635, Reissue Revised Statutes of Nebraska, 1943, section 25-1629, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 76, Sixty-fifth Session, Nebraska State Legislature, 1953, section 25-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 77, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 25-1626, 25-1627, and 25-1635, Revised Statutes Supplement, 1951, and also sections 25-1604, 25-1605, 25-1608, 25-1610, and 25-1613 to 25-1624, Reissue Revised Statutes of Nebraska, 1943, and also Legislative Bill 75, Sixty-fifth Session, Nebraska State Legislature, 1953, are repealed."

14. Amend the title, by striking all of lines 5 to 11, inclusive, and inserting in lieu thereof the following:

"25-1609, 25-1611, 25-1625, 25-1631, 25-1632, 25-1633, 25-1634, and 25-1636, Reissue Revised Statutes of Nebraska, 1943, section 25-1629, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 76, Sixty-fifth Session, Nebraska State Legislature, 1953, section 25-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 77, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 25-1626, 25-1627, and 25-1635, Revised Statutes Supplement, 1951; to repeal the original sections and also sections 25-1604, 25-1605, 25-1608, 25-1610, and 25-1613 to

25-1624, Reissue Revised Statutes of Nebraska, 1943, and Legislative Bill 75, Sixty-fifth Session, Nebraska State Legislature, 1953."

Consent was granted.

The McNutt amendments were adopted.

Bracketed.

LEGISLATIVE BILL 114. Section 1 read.

Standing Committee amendments 1 and 2, found in the Legislative Journal for the Seventy-fourth Day, were read. Pending.

Member Excused

Mr. Fenske was excused until Tuesday, May 12, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 116. Placed on Select File as amended.

E and R amendments to L. B. 116:

1. In line 2, of Mr. Dooley's amendment 1, strike "*any county*" and in lieu thereof insert "*all counties*".

2. In the bill, section 1, line 9, after "*and*" insert "*the*".

3. In the bill title, line 9 of original, strike "*and*" and in lieu thereof insert "to require the publication, in all counties having a population of not more than two hundred thousand inhabitants, of the prescribed proceedings except as otherwise provided;"; and in line 10, before the period, insert "; and to declare an emergency".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:48 p.m., on a motion by Mr. Carpenter, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska.

Thursday, May 7, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Dooley, Fenske and Williams, who were excused.

The Journal for the Eighty-fifth Day was approved as corrected.

Communications

Letter from Terence R. Duren of Shelby, Nebraska, relative to subsidizing Nebraska's artists. Referred to Committee on Public Health and Miscellaneous Subjects.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 258. Correctly enrolled.

LEGISLATIVE BILL 367. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 258

L. B. 367

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 399.

A bill for an act relating to the Nebraska Safety Patrol; to provide a new method of computing the retirement allowances for members of the Nebraska Safety Patrol; to provide for payments to the widow of a patrolman who dies after his retirement; to provide for payments to the prescribed children if she is deceased when such retired patrolman dies or if she dies or remarries after his death; to amend section 60-452, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section, and also sections 60-453 and 60-454, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Coffey	Larkin	Nelson
Beaver	Cole	Liebers	Person
Bixler	Cramer	Lillibridge	Peterson
Bridenbaugh	Diers	McHenry	Pizer
Britt	Duis	McNutt	Shultz
Brown	Hill	Martin	Syas
Burney	Klaver	Marvel	Tvrdik
Carmody	Kotouc	Moulton	Vogel
Carpenter			

Voting in the negative, 0.

Not voting, 10:

Adams	Carson	Hubka	Williams
Aufenkamp	Dooley	Lee	Wilson
Brower	Fenske		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 426. Mr. Aufenkamp asked unanimous consent that L. B. 426 be laid over until Monday, May 11, 1953.

Mr. Duis objected.

Mr. Aufenkamp moved that L. B. 426 be laid over until Monday, May 11, 1953.

The motion prevailed with 23 ayes, 3 nays and 17 not voting.

LEGISLATIVE BILL 466.

A bill for an act to amend section 60-619, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to increase the amount of the bond to be furnished by an applicant for a motor vehicle dealer's license or a used motor vehicle dealer's license; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 26:

Anderson	Carmody	Larkin	Moulton
Aufenkamp	Carpenter	Liebers	Peterson
Beaver	Carson	McHenry	Pizer
Bixler	Cramer	McNutt	Shultz
Britt	Duis	Martin	Syas
Brown	Hill	Marvel	Tvrdik
Burney	Klaver		

Voting in the negative, 9:

Bridenbaugh	Diers	Kotouc	Nelson
Coffey	Hubka	Lillibridge	Person
Cole			

Not voting, 8:

Adams	Dooley	Lee	Williams
Brower	Fenske	Vogel	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 471.

A bill for an act to amend section 32-503, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that

if a candidate for an elective office, either partisan or nonpartisan, is the incumbent of another partisan or nonpartisan office, the filing of the requisite nomination papers of such incumbent for any other partisan or nonpartisan office shall be perfected at least fifty days prior to the date of the primary; to provide for a vacancy in the elective office of the incumbent; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Carpenter	Klaver	Moulton
Aufenkamp	Carson	Kotouc	Nelson
Beaver	Coffey	Larkin	Person
Bixler	Cole	Liebers	Peterson
Bridenbaugh	Cramer	Lillibridge	Pizer
Britt	Diers	McHenry	Shultz
Brown	Duis	McNutt	Syas
Burney	Hill	Martin	Tvrdik
Carmody	Hubka	Marvel	Vogel

Voting in the negative, 0.

Not voting, 7:

Adams	Dooley	Lee	Wilson
Brower	Fenske	Williams	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 487. With emergency.

A bill for an act relating to educational lands and funds; to provide for the leasing of the northeast quarter of the southeast quarter of section 31, township 34, north, range 27, west of the sixth principal meridian, section 32 and lots 1 and 2, and the west half of the southeast quarter of section 33, and the west half of section 33, township 34, north, range 27, all in Cherry County, Nebraska, and west of the sixth principal meridian in the manner prescribed by law for leasing common school lands; to provide that a certain part of such real estate may be sold at public auction as prescribed and for that purpose may be subdivided; to

provide where the funds now on hand from the leasing of such lands and the proceeds of any such sale or lease shall be placed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Anderson	Carpenter	Kotouc	Nelson
Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Duis	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Burney	Hubka	Marvel	Vogel
Carmodity	Klaver	Moulton	

Voting in the negative, 1:

Diers

Not voting, 7:

Adams	Dooley	Lee	Wilson
Brower	Fenske	Williams	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 571. With emergency.

A bill for an act to amend section 88-215, Reissue Revised Statutes of Nebraska, 1943, relating to warehouses; to provide that fees collected under sections 88-201 to 88-215, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof, shall be credited to the state General Fund instead of the Grain Warehouse Fund on and after July 1, 1953; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Anderson	Carpenter	Klaver	Nelson
Aufenkamp	Carson	Larkin	Person
Beaver	Coffey	Liebers	Peterson
Bixler	Cole	Lillibridge	Pizer
Bridenbaugh	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brown	Duis	Martin	Tvrdik
Burney	Hill	Marvel	Vogel
Carmody	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 8:

Adams	Dooley	Kotouc	Williams
Brower	Fenske	Lee	Wilson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 582. With emergency.

A bill for an act to amend section 1, Legislative Bill 2, Sixty-fourth Session, Nebraska State Legislature, 1952, relating to live-stock; to provide that the provisions for reimbursing the owner of swine found to be infected with vesicular exanthema shall not apply to swine that have been fed raw garbage or imported into Nebraska from another state or country if such swine are infected, or become infected, with vesicular exanthema within a period of sixty days from the date of arrival of such swine in this state; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Anderson	Bridenbaugh	Carmody	Cole
Aufenkamp	Britt	Carpenter	Cramer
Beaver	Brown	Carson	Diers
Bixler	Burney	Coffey	Duis

Hill	Lillibridge	Moulton	Shultz
Hubka	McHenry	Nelson	Syas
Klaver	McNutt	Person	Tvrdik
Larkin	Martin	Peterson	Vogel
Liebers	Marvel	Pizer	

Voting in the negative, 0.

Not voting, 8:

Adams	Dooley	Kotouc	Williams
Brower	Fenske	Lee	Wilson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Suspend Rules—Consider Bills

Mr. President: I move that the rules be suspended and we vote on L. B. 431, 12, 282 and 412. (Signed) Richard D. Marvel

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 431.

A bill for an act to amend sections 46-218 and 46-219, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to change the name of superintendent to division engineer; to permit the appointment of one or more division engineers as prescribed; to provide the duties of such a division engineer; and to repeal the original sections, and also sections 46-220, 46-221, and 46-225, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Beaver	Bridenbaugh	Brown
Aufenkamp	Bixler	Britt	Burney

Carmody	Duis	Lillibridge	Person
Carpenter	Hill	McHenry	Peterson
Carson	Hubka	McNutt	Pizer
Coffey	Klaver	Martin	Shultz
Cole	Kotouc	Marvel	Syas
Cramer	Larkin	Moulton	Tvrdik
Diers	Liebers	Nelson	Vogel

Voting in the negative, 0.

Not voting, 7:

Adams	Dooley	Lee	Wilson
Brower	Fenske	Williams	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 12.

A bill for an act to amend section 68-313, Reissue Revised Statutes of Nebraska, 1943, relating to assistance; to provide that the books and records of administration of general assistance, old age assistance, aid to the blind, and aid to dependent children shall be open to public inspection, but shall not be published in any newspaper, circular, or magazine; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 30:

Anderson	Carmody	Larkin	Nelson
Aufenkamp	Carpenter	Liebers	Person
Beaver	Carson	Lillibridge	Peterson
Bixler	Coffey	McNutt	Shultz
Bridenbaugh	Cole	Martin	Syas
Britt	Diers	Marvel	Tvrdik
Brown	Hubka	Moulton	Vogel
Burney	Kotouc		

Voting in the negative, 5:

Duis	Klaver	McHenry	Pizer
Hill			

Not voting, 8:

Adams	Cramer	Fenske	Williams
Brower	Dooley	Lee	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 282.

A bill for an act to amend section 17-923, Revised Statutes Supplement, 1951, relating to cities of the second class and villages; to reduce the rate of interest on delinquent installments of special assessments for sewer system for building, reconstructing, purchasing, or otherwise acquiring a sewerage system, sewers, sewage disposal plant, sewer outlets, or pumping station by cities of the second class or villages; to fix the maximum rate of interest upon such special assessments before the same are delinquent; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 32:

Anderson	Carpenter	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Liebers	Peterson
Bixler	Diers	McHenry	Pizer
Bridenbaugh	Duis	McNutt	Shultz
Britt	Hill	Martin	Syas
Brown	Hubka	Marvel	Tvrdik
Carmody	Klaver	Moulton	Vogel

Voting in the negative, 2:

Burney	Lillibridge
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Not voting, 9:

Adams	Coffey	Fenske	Williams
Brower	Dooley	Lee	Wilson
Carson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 412. With emergency.

A bill for an act to amend section 28-929, Revised Statutes Supplement, 1951, relating to crimes and punishments; to provide that whoever shall fondle or massage in an indecent manner the sexual organs of, or shall expose his or her person to, any boy or girl under the age of sixteen years shall be guilty of a felony; to provide penalties; to change the penalties for debauching the person or depraving the morals of any boy or girl under the age of twenty-one years; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Anderson	Carpenter	Klaver	Moulton
Aufenkamp	Carson	Kotouc	Nelson
Beaver	Coffey	Larkin	Person
Bixler	Cole	Liebers	Peterson
Bridenbaugh	Cramer	Lillibridge	Pizer
Britt	Diers	McHenry	Shultz
Brown	Duis	McNutt	Syas
Burney	Hill	Martin	Tvrdik
Carmody	Hubka	Marvel	

Voting in the negative, 0.

Not voting, 8:

Adams	Dooley	Lee	Williams
Brower	Fenske	Vogel	Wilson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Letter of Thanks

Mr. President: I move that the Clerk be instructed to write a letter to the Elgin National Watch Company, thanking them for the tour of their plant and the luncheon yesterday. (Signed) Howard L. Britt

The motion prevailed.

Visitors

Mr. Aufenkamp introduced Mrs. Kathryn Wilson, Teacher, and fifty students from the Eighth Grade of Auburn Junior High School, Auburn, Nebraska; also four sponsors. Mr. Aufenkamp also introduced Mr. Ed Yates, Scout Master, Dr. E. W. Peck, sponsor, and twenty-four Boy Scouts from Auburn Junior High School, Auburn, Nebraska.

Mr. Tvrdik introduced Miss Edith Isakson, Miss Miriam Bartlett Rezac, Miss May Whalen and Mrs. Myrtle M. Hicks, from Omaha, Nebraska.

Mr. Syas introduced Mrs. Sackett and Mrs. Chittim, Teachers, and sixty-three students from Minne Lusa School, Omaha, Nebraska.

Mr. Hill introduced Miss Janet Hinricks, Teacher, and nine students from School District 14, Thayer County, Nebraska; also four sponsors.

Mr. Syas introduced Mrs. Laura Heacock, Principal, and thirty-one students from Howard Kennedy School, Omaha, Nebraska.

Mr. Moulton introduced Gene Kruger, Teacher, and nineteen students from Elkhorn High School, Elkhorn, Nebraska.

Mr. Hubka introduced Mrs. Hamer, Teacher, and eighteen students from School District 162, Holmesville, Nebraska; also five sponsors.

SELECT FILE**LEGISLATIVE BILL 391.**

Mr. Carmody asked unanimous consent that the following amendments be adopted:

1. Amend the Carmody amendment 1 adopted April 22, 1953, line 2 and section 1 of the bill, line 31 by striking "1954" and inserting in lieu thereof "1955".

2. Amend section 2 of the bill, line 3 by striking "1954" and inserting in lieu thereof "1955".

3. Amend section 3 of the bill, lines 21 and 22 by striking "1954" and inserting in lieu thereof "1955".

4. Amend the bill by striking section 5.

5. Amend the title of the bill, line 6 by striking "1954" and inserting "1955".

6. Amend Carmody amendment 6 by striking ", line 12 by striking" in line 3, by striking all of line 4, and by striking to the word "sections" in line 5.

Consent was granted. Amendments adopted.

Mr. Carpenter moved to indefinitely postpone L. B. 391.

Mr. Carmody requested a record vote.

Voting in the affirmative, 10:

Anderson	Carpenter	Hill	McHenry
Aufenkamp	Coffey	Kotouc	McNutt
Brower	Cole		

Voting in the negative, 25:

Beaver	Cramer	Lillibridge	Peterson
Bixler	Diers	Martin	Pizer
Britt	Duis	Marvel	Shultz
Brown	Klaver	Moulton	Syas
Burney	Lee	Nelson	Tvrdik
Carmody	Liebers	Person	Vogel
Carson			

Not voting, 8:

Adams	Dooley	Hubka	Williams
Bridenbaugh	Fenske	Larkin	Wilson

The motion was lost.

Laid over.

LEGISLATIVE BILL 392.

Mr. Carmody asked unanimous consent that the following amendments be adopted:

1. Amend the bill by striking renumbered section 3.

2. Amend the title of the bill, line 4 by striking "1954" and inserting "1955", and line 15 by striking "; and to declare an emergency".

3. Amend the Carmody amendment 3, line 5 by inserting "and" after the semicolon.

Consent was granted. Amendments adopted.

Laid over.

LEGISLATIVE BILL 354. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

MOTION—Suspend Rules, Consider Bills

Mr. President: I move that the rules be suspended and that we consider L. B. 324, 566, 156, 370, 209 and 116 on Select File. (Signed) Joseph D. Martin

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 324. Advanced to E and R for engrossment.

LEGISLATIVE BILL 566. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 156. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 370. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 209. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 116. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 114.

Mr. Peterson asked unanimous consent that L. B. 114 be made Special Order for Monday, May 11, 1953.

Mr. Carpenter moved to amend the date to Tuesday, May 12, 1953.

The motion prevailed.

Consent was granted and L. B. 114 was made Special Order for Tuesday, May 12, 1953.

Members Excused

Messrs. Coffey, Duis and Marvel were excused from noon for the remainder of the day and for Friday, May 8, 1953.

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 358. Laid over.

LEGISLATIVE BILL 513. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were read.

Mr. Martin offered the following amendment, which was adopted:

1. Amend Standing Committee amendment 1, lines 13 to 20 and inserting the following:

"ment of an additional fee and that no permit be issued except for use in connection with a tow bar or other pulling or towing device which is authorized by the department which provides for braking and steering control of the towed vehicle and safety chains attaching the two vehicles; Provided, that all nonresidents are required to comply with the provisions of this section except such nonresident must have a separate permit for each and every tow into or across the state."

The Standing Committee amendments, as amended, were adopted.

Mr. Shultz offered the following amendment, which was adopted:

Amend page 2 of the bill, Section 1, line 8, by striking the punctuation "." and adding the punctuation and words "*, except that this shall not apply to the towing of motor vehicles which are used for regular racing purposes only.*"

Advanced to E and R for review.

LEGISLATIVE BILL 501. Read and considered.

Mr. Bixler offered the following amendment, which was adopted:

Amend Section 1, line 2, by inserting after the word "lands", the words "upon which now exists, state parks or state recreation grounds" and amend the title to conform.

Advanced to E and R for review.

LEGISLATIVE BILL 257. Read and considered.

Mr. Syas offered the following amendments, which were adopted:

1. Amend section 1 of the bill by striking all the new matter and reinstating the stricken matter, and line 3 by striking "Firemen" and inserting "(1) *Until January 1, 1954, Firemen firemen*", and after line 25 insert a new subsection to read as follows:

"(2) *On and after January 1, 1954, firemen employed in the fire department of cities having paid fire departments shall not be required to remain on duty for periods of time which will aggregate in each month more than an average of seventy-two hours per week, and no single period of time or shift shall exceed twenty-four hours in length. In the event a majority of the firemen employed in any such fire department petition the chief of said department to fix the hours within which they shall be assigned to duty so that each fireman shall alternately be on duty twenty-four hours continuously, and off duty for twenty-four hours without being subject to perform any work or service as such fireman during the period in which he is off duty, except in cases of extraordinary conflagrations or emergencies, and if the chief of such fire department shall determine that the best interests of the*

city and the fire department will be conserved by granting such petition, it shall be lawful for the chief of said fire department to enter an order fixing the hours of duty of such firemen in conformity therewith; Provided, that each fireman working on such alternating day schedule shall be allowed two additional twenty-four hour periods off duty each month.

2. Amend the title of the bill to conform.

Mr. Syas moved that L. B. 257 be advanced to E and R for review.

Mr. Britt requested a record vote.

Voting in the affirmative, 24:

Anderson	Carson	Lee	Peterson
Aufenkamp	Cramer	McHenry	Pizer
Brower	Duis	McNutt	Shultz
Burney	Hubka	Martin	Syas
Carmody	Klaver	Marvel	Tvrdik
Carpenter	Larkin	Moulton	Wilson

Voting in the negative, 9:

Beaver	Coffey	Liebers	Person
Britt	Hill	Nelson	Vogel
Brown			

Not voting, 10:

Adams	Cole	Fenske	Lillibridge
Bixler	Diers	Kotouc	Williams
Bridenbaugh	Dooley		

The motion prevailed, and L. B. 257 was advanced to E and R for review.

LEGISLATIVE BILL 239. Bracketed until Wednesday, May 13, 1953.

LEGISLATIVE BILL 454. Bracketed until Tuesday, May 12, 1953.

LEGISLATIVE BILL 549. Read and considered.

Laid over.

LEGISLATIVE BILL 165. Bracketed until Thursday, May 14, 1953.

LEGISLATIVE BILL 511. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mr. Carpenter offered the following amendment:

Add a new section to be known as Section 3, the substance of which shall be that wages paid shall not be less than seventy-five cents an hour.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 4:

Carpenter	Klaver	Martin	Syas
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Voting in the negative, 26:

Anderson	Brown	Kotouc	Marvel
Aufenkamp	Burney	Lee	Moulton
Beaver	Cole	Liebers	Nelson
Bixler	Cramer	Lillibridge	Person
Bridenbaugh	Diers	McHenry	Pizer
Britt	Duis	McNutt	Vogel
Brower	Hubka		

Not voting, 13:

Adams	Dooley	Larkin	Tvrdik
Carmody	Fenske	Peterson	Williams
Carson	Hill	Shultz	Wilson
Coffey			

The Carpenter amendment was not adopted.

Advanced to E and R for review.

Visitors—Nebraska State Mother For 1953

Messrs. Bridenbaugh and Beaver escorted Rev. Charlotte B. Dillon of Ponca, Nebraska, who has been chosen the Nebraska State Mother for 1953, and Mrs. Ralph Hill of Hebron, Nebraska, to the rostrum.

Mr. Bridenbaugh introduced Mrs. Hill who, in turn, presented Mrs. Dillon to the Legislature. Mrs. Dillon expressed her appreciation of the honor which had come to her and discussed briefly some of the challenges facing the mothers of this country.

The Lieutenant Governor expressed the pleasure of the Legislature in participating in this event, and the Committee escorted the guests from the chamber.

RECESS

At 12:00 noon, on a motion by Mr. Burney, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Adams, Coffey, Diers, Dooley, Duis, Fenske, Larkin, Marvel, Williams and Wilson, who were excused.

GENERAL FILE

LEGISLATIVE BILL 170. Read and considered.

Mr. Hill moved to indefinitely postpone L. B. 170.

The motion was lost with 10 ayes, 18 nays and 15 not voting.

Mr. Carpenter moved to bracket L. B. 170 and consider it just before L. B. 400.

The motion prevailed. So ordered.

LEGISLATIVE BILL 371. Bracketed until Wednesday, May 13, 1953.

Visitors

Mr. Hubka introduced Mr. Charles Smith, Teacher, and fourteen students from Odell High School, Odell, Nebraska; also four sponsors.

Mr. Beaver introduced George Iseminger, Choir Director, Dale W. Caris, Director of the East High School Band, Miss Williams, Dean of Girls, Miss Inglebrecht, Teacher, Mrs. Jensen, Chaperone, and one hundred three students, members of the Concert Choir of East High School, Sioux City, Iowa. The Choir sang two selections for the Legislature.

LEGISLATIVE BILL 447. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 246. Bracketed.

LEGISLATIVE BILL 506. Laid over.

LEGISLATIVE BILL 507. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Sixty-fifth Day was adopted.

Advanced to E and R for review.

Members Excused

Mr. Carson was excused for the remainder of the day and for Friday, May 8, 1953.

Mr. Lee was excused for Friday, May 8, 1953.

LEGISLATIVE BILL 579. Read and considered.

Mr. Vogel moved that L. B. 579 be laid over.

The motion lost.

Advanced to E and R for review.

LEGISLATIVE BILL 373. Laid over. Retains place.

LEGISLATIVE BILL 478. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 358

Mr. Bridenbaugh asked unanimous consent that L. B. 358 be considered at this time. Consent was granted.

LEGISLATIVE BILL 358. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 166. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 187. Bracketed.

LEGISLATIVE BILL 378. Read and considered.

Advanced to E and R for review.

Member Excused

Mr. Martin was excused for Friday, May 8, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 7, 1953, at 2:15 p.m.:

L. B. 258

L. B. 367

LEGISLATIVE BILL 359. Correctly engrossed.

LEGISLATIVE BILL 354. Correctly engrossed.

LEGISLATIVE BILL 109. Placed on Select File as amended.

E and R amendments to L. B. 109:

1. In the bill, section 1, line 1, strike the quotation marks and show as stricken; and in line 5, after "construction" insert a comma.

2. In the bill title, strike the quotation marks in lines 2 and 3.

LEGISLATIVE BILL 203. Placed on Select File as amended.

E and R amendments to L. B. 203:

1. In the bill, section 1, page 2, line 3, after the period insert "(1)"; in the same line after "of" insert "(a)"; and also in line 3 after the comma insert "(b)"; in line 4 after the first comma insert "(c) *providing funds*"; in line 5 after the last word "and" insert "(d)"; in line 9 strike commencing with "of" to and including "which" in line 12 and in lieu thereof insert "of not exceeding two to exceed three mills on the dollar valuation on all upon the real estate and personal assessed value of all the taxable property with-

in the corporate limits of in such city taxable according to the laws of this state, which *except intangible property. Such*"; in line 13 after the period insert "(2)"; in line 14 strike "such fund" and in lieu thereof insert "such the park fund of such city, provided for by subsection (1) of this section,"; in line 15 strike the comma and show as stricken matter; insert a comma at the beginning of line 16; and in the same line strike ", and" and in lieu thereof insert ", and . All"; in lines 19 and 20 strike "; Provided, however, said park commissioners" and in lieu thereof insert "; Provided, however, said . (3) The park commissioners of such a city"; in line 23 after the period insert "(4)"; insert a comma in line 24 after "shall" and in line 25 after "year".

2. In the bill title, line 4 strike "remove the limitation of the" and in lieu thereof insert "increase, from two mills to three mills on the dollar as prescribed, the maximum".

3. Strike standing committee amendment 1, and also strike Carpenter amendment to standing committee amendment.

LEGISLATIVE BILL 320. Placed on Select File as amended.

E and R amendments to L. B. 320:

1. In the bill, section 1, line 3, before "No" insert "(1)"; line 5, before "more" insert "(a)"; line 7, strike "nor" and in lieu thereof insert "nor (b)"; line 8, strike "stock" and show as stricken matter; line 10, after "nor" insert "(c)"; line 14, before "shrinkage" insert "any"; and in line 15, after the period, insert "(2)".

2. In the bill title, line 10, after the semicolon insert "and".

LEGISLATIVE BILL 349. Placed on Select File as amended.

E and R amendments to L. B. 349:

1. In section 1, page 2, line 6 strike "distinctly" and in lieu thereof insert "distinctive".

2. In the bill title, line 6, strike "color" and in lieu thereof insert "blue color and uniform size; to provide that variations in such size or color shall not impair the validity of such ballots".

LEGISLATIVE BILL 386. Placed on Select File as amended.

E and R amendments to L. B. 386:

1. Strike Standing Committee amendment 1.

2. In the bill, section 1, line 3, after second "city"; line 5, after "hereafter" and "purposes" strike the comma and show as stricken matter; line 4, after "village" and in line 16 after "managing" insert a comma; in line 4, strike the comma and insert "acquired, "; line 6, after "already" insert "built"; strike all of line 8 commencing with "of" all of lines 9, 10, and 11 to and including "state" and in lieu thereof insert "of actual valuation on upon the assessed value of all the real estate and personal taxable property within the corporate limits of any in such city or village, taxable according to the laws of this state , except intangible property"; line 12, strike "a" and in lieu thereof insert "a the"; line 15, strike "and" and show as stricken matter.

3. In the bill title, line 4, after "increase" insert " , from one mill to two mills on the dollar as prescribed,".

LEGISLATIVE BILL 404. Placed on Select File as amended.

E and R amendments to L. B. 404:

1. Insert a comma in section 1, line 4 after "machinery"; line 7 after "repair"; line 8 after "building"; line 10 after "furnishing"; lines 11 and 13 after "shrubs"; line 17 after "building".

2. In section 2, line 4 strike "or machinery" and in lieu thereof insert "or, machinery, "; in line 11 strike "or" and in lieu thereof insert " , or"; in line 16 strike "rental"; in line 22 strike "or" and in lieu thereof insert " , or"; in line 33 strike "and" and in lieu thereof insert "and , "; in line 41 strike the first word "or" and show the same as stricken matter; in the same line strike the comma after "laborer" and show as stricken matter; in line 43 strike commencing with "by" to and including "shall" in line 45 and in lieu thereof insert "recorded by such register of deeds recorded in the same manner as other liens provided for by section 52-101, and such lien shall"; and strike line 47 and in lieu thereof insert "said section 52-101."

3. In section 3, line 5 after the last comma insert "fixtures, "; line 9 strike "rental"; and in line 11 after "skill" insert " , equipment, fixtures,".

4. In section 4, insert a comma in line 8 after "bridge" line 15 after "firm" and line 22 after "furnishing"; in line 24 strike " , and no" and in lieu thereof insert " , and no . No"; and in line 27 strike "asking" and in lieu thereof insert "asking making".

5. In the bill title, lines 5 and 6 strike "the lien to secure payment" and in lieu thereof insert "such a lien, to secure the

payment thereof, as prescribed; to provide for similar inclusion of equipment rental in the protection afforded by the prescribed bonds required of certain contractors”.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:25 p.m., on a motion by Mr. Shultz, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, May 8, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bixler, Carson, Coffey, Duis, Fenske, Larkin, Lee, Martin, Marvel and Williams, who were excused.

The Journal for the Eighty-sixth Day was approved.

Communications

Card from E. G. Nelson, Omaha, Nebraska, relative to L. B.
29. Referred to Committee on Public Works.

Communication addressed to Terry Carpenter from Ray Dowling, Omaha, Nebraska, was read, by unanimous consent.

SELECT FILE

LEGISLATIVE BILL 462. E and R amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Mr. Moulton asked unanimous consent that the following amendments be adopted:

1. Amend section 5 of the bill by striking lines 19 and 20 and inserting in lieu thereof "tees. Such board of".

2. Amend section 11 of the bill, line 2 by inserting before "landowners" the word "resident".

3. Amend section 12 of the bill, line 7 by inserting before "landowners" the word "resident".

4. Amend the Aufenkamp amendment 1, line 2 by striking "three-fifths" and inserting "fifty-five per cent".

5. Amend the Aufenkamp amendment 2, line 3 by striking "three-fifths" and inserting "fifty-five per cent".

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 203. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 349. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 386. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 404. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

Mr. Lillibridge requested a Call of the House.

A Call of the House was ordered and showed 27 members present.

Mr. Lillibridge moved that the Call be raised, which prevailed with 16 ayes, 1 nay and 26 not voting.

LEGISLATIVE BILL 479. Laid over. Retains position.

Unanimous Consent—Consider L. B. 572

Mr. Carpenter requested unanimous consent that L. B. 572 be considered first on General File.

Consent was granted and it was so ordered.

LEGISLATIVE BILL 572. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 549.

Mr. McNutt offered the following amendments, which were adopted:

1. Amend section 1 of the bill by striking lines 10 to 12 and inserting in lieu thereof: "and file in the same office of the county clerk or election commissioner, as the case may be, if the county in which such treasurer or such other person resides in which is filed the nomination certificate of the candidate in whose behalf such committee acted, a full, true, and", and line 27 by striking the word "the" and inserting "that the provisions of this section shall also apply to the treasurer of any political committee formed in support of, or opposition to, any proposed amendment to the constitution, or to any initiative or referendum petition filed with the Secretary of State and submitted to popular vote of the electors. The".

2. Amend section 2 of the bill by striking lines 10 to 12 and inserting in lieu thereof "and file in the same office of the county clerk or election commissioner, as the case may require, of the county in which such treasurer or person resides in which is filed the nomination certificate of the candidate in whose behalf such committee acted, a full, true, and", and line 21 by striking "the" and inserting "that the provisions of this section shall also apply to the treasurer of any political committee formed in support of, or opposition to, any proposed amendment to the constitution, or to any initiative or referendum petition filed with

the Secretary of State and submitted to popular vote of the electors. The”.

3. Amend the title to conform.

Advanced to E and R for review.

Visitors

Mr. Hubka introduced Mrs. Hoyt, Teacher, and ten students from the General Business Class of Odell High School, Odell, Nebraska.

Mr. Aufenkamp introduced Jerry Regler, Principal, and nineteen students from the School for the Blind, Nebraska City, Nebraska; also three sponsors.

Mr. Bridenbaugh introduced Mr. K. R. Mitchell, Superintendent, and twenty students from Allen, Nebraska.

Mr. Moulton introduced Mrs. Conner, Assistant Principal, Mrs. Johnson and Mr. Morrison, Teachers, and fifty-five students from West Side High School, Omaha, Nebraska.

Mr. Kotouc introduced Mr. Robert Schemmel, Superintendent, and six students from Salem High School, Salem, Nebraska.

Mr. Vogel introduced Miss Egan, Teacher, and twenty students from Saunders Grade School, Omaha, Nebraska.

Mr. Syas introduced Mrs. Plummer, Principal, Mrs. Lotspeich, Mrs. Peterson and Miss Sautter, Teachers, and fifty students from the Belvedere School, Omaha, Nebraska; also four sponsors.

Mr. Vogel introduced Mrs. Della, Principal, Mr. Charles Orr and Miss Van Blunt, Teachers, and thirty-seven students from Jackson School, Omaha, Nebraska; also Miss Jean Stepp and Mr. Henry Giles, Teachers, and forty-four students from Walnut Hill School, Omaha, Nebraska.

Mr. Tvrdik introduced Mrs. Kale, Teacher, and twenty-four students from Robbins School, Omaha, Nebraska; also three mothers.

Mr. Tvrdik introduced Dr. Edward Kuncel, Ph. D. and thirty-nine students from South High School, Omaha, Nebraska. Dr. Kuncel addressed the Legislature briefly.

Approved by the Governor

May 8, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 8, 1953, he approved L. B. 29, 256, 281, 367 and 516.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

GENERAL FILE

LEGISLATIVE BILL 506. Read and considered.

Mr. Cramer offered the following amendments, which were adopted:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 79-478, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-478. When children of school age, who have not yet completed the eighth grade, reside with their parents or guardians more than one and one half miles from the schoolhouse in their own district, and nearer to the schoolhouse in another district, the distance to be measured by the shortest route possible upon section lines or traveled roads open to the public, or over surfaced roads if such are available to both schoolhouses, and when children of school age, who have not yet completed the eighth grade, reside with their parents or guardians where bus service is provided to a school less than one-fourth the distance from their residence to the schoolhouse in their own district, such children may, at the discretion of the board of the other district, have school privileges in the other district instead of in the district of their residence, under the following conditions: The parent or guardian of such

children shall, not later than June 1, notify the county superintendent of each district affected, using such form of notice as the Superintendent of Public Instruction shall prescribe, which notice shall state the distance, as herein provided, and shall be sworn and subscribed before a notary public and approved by the signatures of a majority of the members of the school board or board of education of the district in which such children desire school privileges; *Provided*, if the other district is contracting for the instruction of its pupils, the school board or board of education of such district may, at its option, grant school privileges to such children when all of the foregoing conditions have been met."

2. Renumber sections 1 and 2 as sections 2 and 3, respectively.

3. Amend renumbered section 3, line 1 by inserting "Section 79-478, Reissue Revised Statutes of Nebraska, 1943, and" after the word "original", and line 2 by striking "is" and inserting "are".

4. Amend the title of the bill, line 2 by inserting "section 79-478, Reissue Revised Statutes of Nebraska, 1943, and" after the word "amend" line 3 by inserting "; to extend the provisions of transferring children to an adjoining district" after the word "schools", and line 11 by striking "section" and inserting "sections".

Advanced to E and R for review.

LEGISLATIVE BILL 373. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventieth Day were read.

Mr. Lillibridge offered the following amendment, which was adopted:

Amend Section 7, Subsection 1 of Standing Committee amendments, line 12, by striking "twenty" and inserting "ten" in lieu thereof.

Standing Committee amendments, as amended, were adopted.

Mr. Klaver moved to indefinitely postpone.

The motion lost with 10 ayes, 14 nays and 19 not voting.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 264

Mr. McNutt asked unanimous consent to consider L. B. 264 at this time. Consent was granted.

LEGISLATIVE BILL 264. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Bracket L. B. 275 and L. B. 193

Mr. Carpenter asked unanimous consent to bracket L. B. 275 and L. B. 193 until Wednesday, May 13, 1953. Consent was granted.

Members Excused

Mr. Carpenter was excused for the remainder of the day and for Monday, May 11, 1953.

Messrs. Kotouc, Aufenkamp and McHenry were excused for the remainder of the day.

Messrs. Vogel, Peterson and Adams were excused for this afternoon.

Messrs. Lillibridge and McHenry were excused for Monday, Tuesday and Wednesday, May 11, 12 and 13, 1953.

Mr. Hubka was excused for Monday, May 11, 1953.

GENERAL FILE**LEGISLATIVE BILL 578.** Read and considered.

Advanced to E and R for review.

Speaker Tvrdik Presiding**LEGISLATIVE BILL 315.** Laid over.**Unanimous Consent—Return L. B. 153 to General File**

Mr. McNutt asked unanimous consent to return L. B. 153 to General File. Consent was granted. So ordered.

LEGISLATIVE BILL 153.

Mr. McNutt moved to indefinitely postpone L. B. 153.

The motion prevailed with 22 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 564. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 576. Read and considered.

Advanced to E and R for review with 18 ayes, 5 nays and 20 not voting.

LEGISLATIVE BILL 575. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 517. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for review.

Visitors

Mr. Lillibridge introduced Miss Ludmila Homouz, Teacher, and nine students from School District 77, Tobias, Nebraska; also one sponsor.

Announcement—Mr. Williams

A report was received from the hospital, stating that Mr. Williams is improving and expects to be discharged from the hospital within a week or ten days. Mr. Williams expressed his thanks to the Legislature for the flowers which he received.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 12. Correctly enrolled.

LEGISLATIVE BILL 282. Correctly enrolled.

LEGISLATIVE BILL 412. Correctly enrolled.

LEGISLATIVE BILL 431. Correctly enrolled.

LEGISLATIVE BILL 466. Correctly enrolled.
LEGISLATIVE BILL 471. Correctly enrolled.
LEGISLATIVE BILL 487. Correctly enrolled.
LEGISLATIVE BILL 571. Correctly enrolled.
LEGISLATIVE BILL 582. Correctly enrolled.
LEGISLATIVE BILL 98. Placed on Select File as amended.

E and R amendments to L. B. 98:

1. In Mr. McNutt's amendment 4, line 5 strike commencing with "line 13" to and including the semicolon in line 6 (7 of mimeographed).

2. In Beaver amendment 2, line 2 after the figure "8" insert ", of mimeographed, lines 4, 5, and 6 of original amendment,"; and in the same line before the period insert "of mimeographed being line 4 of original".

3. In section 1, page 2, line 25, insert a comma before the word "trees" which was inserted by Mr. Fenske's amendment; in line 26 strike "and for" and in lieu thereof insert ", and for"; and in line 35 insert "a" at the end of the line.

4. In the bill title, line 4 after "when" insert "a" and in the same line after "by" insert "the"; and in line 5 after "Funds" insert ", as prescribed, to a person other than the former lessee".

LEGISLATIVE BILL 283. Placed on Select File as amended.

E and R amendments to L. B. 283:

1. In the bill, section 1, page 2, line 7 strike "actual" and in lieu thereof insert "actual assessed"; in line 8 strike "of the" and in lieu thereof insert "of the in such".

2. In section 2, line 5 before the word "of" insert "*such amount as will result from a levy*"; in line 6 strike "actual" and in lieu thereof insert "actual assessed"; and in lines 9 and 10 strike "actual valuation" and in lieu thereof insert "*actual valuation assessed value*".

3. In standing committee amendment 3, line 3 of the original (line 2 of mimeographed) after "remove" insert "the".

4. In the bill title, line 9 after "districts" insert "as prescribed".

LEGISLATIVE BILL 318. Placed on Select File as amended.

E and R amendments to L. B. 318:

1. In Mr. Person's amendment 2, line 1, in the newly inserted matter strike the comma and in lieu thereof insert "and approved by".

2. In the bill title, line 7, strike "approved" and in lieu thereof insert "adopted"; in line 8 strike the comma at the end of the line; and in line 9 strike the period and in lieu thereof insert "; and to provide for notice to the stockholders of such an association of the presentation of such a plan as prescribed.".

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 12

L. B. 431

L. B. 487

L. B. 282

L. B. 466

L. B. 571

L. B. 412

L. B. 471

L. B. 582

MOTION—Recess

Mr. President: I move that we recess until 2:00 p.m. (Signed)
O. H. Person

The motion was lost.

Members Excused

Messrs. Klaver, Moulton, Cole and Wilson were excused until Monday, May 11, 1953.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) Dwight
W. Burney

Mr. Britt moved to amend the Burney motion to read "I move that we adjourn until 10:00 a.m., Monday, May 11, 1953".

Mr. Burney requested a machine vote.

The Britt amendment was lost with 3 ayes, 22 nays and 18 not voting.

The Burney motion prevailed, and at 12:01 p.m., the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, May 11, 1953

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Warner presiding.

Prayer was offered by Rt. Rev. Monsignor L. V. Barnes, Pastor, Holy Family Parish, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Carpenter, Carson, Fenske, Hubka and Williams, who were excused.

The Journal for the Eighty-seventh Day was approved.

Communications

Letter from Mr. Louis C. Dorweiler, Jr., Director of Research, State Legislative Research Committee, St. Paul, Minnesota, concerning a State Claims Commission.

Approved by the Governor

May 9, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 8, 1953, he approved L. B. 4, 353, 424, 519, 520, 537, 552, 583 and 584.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 8, 1953, at 4:00 p.m.:

L. B. 582	L. B. 466	L. B. 282
L. B. 487	L. B. 431	L. B. 12
L. B. 471	L. B. 412	L. B. 571

LEGISLATIVE BILL 399. Correctly enrolled.
LEGISLATIVE BILL 116. Correctly engrossed.
LEGISLATIVE BILL 209. Correctly engrossed.
LEGISLATIVE BILL 324. Correctly engrossed.
LEGISLATIVE BILL 370. Correctly engrossed.
LEGISLATIVE BILL 566. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 399

LEGISLATIVE EXPENSES, APRIL, 1953

Account E-2 Salaries of Members

Gross Wages	\$8,600.00		
Members Net Payments		\$7,984.50	\$ 7,984.50
Withheld Income Taxes		486.50	486.50
Deferred Payments, O.A.S.I. Taxes		129.00	
	<u>\$8,600.00</u>		
Adjustment of Previously Reported as "Deferred Payments" of O.A.S.I. Taxes,			
Members' Contribution	\$ 387.00		
State of Nebr. Contribution	387.00		
	<u></u>		
Pd. April 13, Warrant #29302K	\$ 774.00		\$ 774.00
			<u></u>
TOTAL—Account E-2			\$ 9,245.00

Account E-4 Officers' and Employees' Salaries	Time	Rate	Gross Wages
Ralph D. Nelson, Asst. Clerk	26 Das.	\$ 18.00 Da.	\$ 468.00
George L. Santo, Sgt. at Arms	1 Mo.	200.00 Mo.	200.00
A. C. Taylor, Asst. Sgt. at Arms	1 Mo.	180.00 Mo.	180.00
Ruby B. Nelson, Postmistress	1 Mo.	165.00 Mo.	165.00
E. C. Hansen, Chaplain	1 Mo.	130.00 Mo.	130.00
Clarence M. Davis, Legal Adviser	1 Mo.	750.00 Mo.	750.00
Eloise M. Galloway, Secy Lt. Gov.	1 Mo.	220.00 Mo.	220.00

EIGHTY-EIGHTH DAY—MAY 11, 1953

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Account E-4 Officers' and Employees' Salaries (Cont.)	Time	Rate	Gross Wages
LaVerne Obermeyer, Journal Clerk	1 Mo.	\$285.00 Mo.	\$285.00
Florence S. Graham, Asst. Jrnl. Clerk	27 Das.	240.00 Mo.	249.25
Jo Fisher, Engrossing Clerk	1 Mo.	285.00 Mo.	285.00
Mary Dickinson, Asst. Engrsg. Clerk	1 Mo.	220.00 Mo.	220.00
Hollis S. Thurber, Bookkeeper	1 Mo.	225.00 Mo.	225.00
Janet E. Waddill, Docket Clerk	1 Mo.	220.00 Mo.	220.00
Katherine E. Gibson, Secy	1 Mo.	210.00 Mo.	210.00
Paula S. Williams, Office Asst.	1 Mo.	195.00 Mo.	195.00
Marguerite M. Price, Budget Com. Clk.	1 Mo.	315.00 Mo.	315.00
Marlea B. Gates, Supervisor	1 Mo.	240.00 Mo.	240.00
Georgie E. Stephenson, Ag. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Lucille E. Toman, Banking Com. Clk.	1 Mo.	220.00 Mo.	220.00
Glendora Hueser, Education Com. Clk.	1 Mo.	220.00 Mo.	220.00
Shirley E. Harris, Judiciary Com. Clk.	1 Mo.		
O.T.	8 Hrs.	220.00 Mo.	229.60
Shirley G. Blank, Mscl. Ap. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Detta J. Harding, Pub. Hlth. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Eleanor S. Stratton, Rev. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Georgiana G. Gaines, Pub. Wks. Com. Clk.	1 Mo.		
O.T.	11 Hrs.	220.00 Mo.	233.20
Marilyn A. McNeeley, Govt. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Louise M. Goodman, Labor Com. Clk.	1 Mo.	220.00 Mo.	220.00
Dorothea Fuchs, Stenographer	1 Mo.	200.00 Mo.	200.00
Tillie Fay Walker, Stenographer	1 Mo.	200.00 Mo.	200.00
Norma J. Chleboun, Stenographer	1 Mo.	200.00 Mo.	200.00
Doris M. Sveen, Steno, E & R	27 Das.	210.00 Mo.	218.08
Marie W. Stewart, Prf. Reader, E & R	27 Das.	200.00 Mo.	207.70

Account E-4 Officers' and Employees' Salaries (Cont.)	Time	Rate	Gross Wages
Olga A. Koch, Prf. Reader, E & R	27 Das.	\$200.00 Mo.	\$207.70
Miriam E. Wohlfarth, Stenographer	1 Mo.	200.00 Mo.	200.00
Rosemary E. Sautter, Stenographer	1 Mo.		
March	2 Das.	200.00 Mo.	215.40
Lorraine C. Anderson, Stencil Typist	½ Mo.	200.00 Mo.	100.00
G. F. Martin, Chief Bill Rm. Clerk	1 Mo.	220.00 Mo.	220.00
F. R. Miller, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Chas. D. Woods, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Chas. E. Keefer, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
John D. Curtis, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Lon C. Shawver, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Grace Frey, Page	1 Mo.	150.00 Mo.	150.00
Winona Brady, Page	1 Mo.	150.00 Mo.	150.00
Roberta Hoffman, Page	1 Mo.	150.00 Mo.	150.00
James A. Rivers, Page	1 Mo.	150.00 Mo.	150.00
Ernest Fouts, Chief Custodian	1 Mo.	185.00 Mo.	185.00
Vilimir Timitch, Asst. Custodian	1 Mo.		
March	2 Das.	170.00 Mo.	184.16
Carl Hoffman, Asst. Custodian	1 Mo.	170.00 Mo.	170.00
Gertrude Tyler, Tel. Operator	1 Mo.	165.00 Mo.	165.00
Elizabeth Reger, Proof Rdr.	104 Hrs.	1.25 Hr.	130.00
Edna Scott, Proof Reader	104 Hrs.	1.25 Hr.	130.00
Margaret Lindquist, Prf. Rdr.	173 Hrs.	1.25 Hr.	216.25
Ethel Bryant, Proof Reader	173 Hrs.	1.25 Hr.	216.25
TOTAL GROSS WAGES			\$11,620.59

Account E-4 Officers' and Employees' Salaries (Cont.)

Amount Paid Employees	\$10,055.50	\$10,055.50
W.H. Income Taxes	1,392.60	1,392.60
Deferred Payment O.A.S.I. Taxes	172.49	
Adjustment of Previously Reported as "Deferred Payments" of O.A.S.I. Taxes	\$11,620.59	
Employees Contributions	\$ 449.65	
State of Nebr. Contributions	449.66	
Pd. April 13, Warrant #29303K	\$ 899.31	899.31
TOTAL—Account E-4		\$12,347.41

Account E-5 Incidental Expense

Sanitary Towel & Laundry Co., Towel Supply	\$ 4.20
Joe Christensen, Printing Journals 48-65 da	1541.76
Dept. Roads & Irrigation, Blue Prints	1.20
Acorn Press, Printing 2000 Comm. Reports	12.00
Purchasing Department, Supplies	133.93
Rosewell Floral Co., Flowers	31.70
Capital Printing Co., Members' Stationery	78.89
Lincoln Telephone Co., Telephone Account	49.40
Nebraska Prison Industries, Repair Chair	13.60
Journal-Star Printing Co., Printing Bills	841.66
Lincoln Telephone Co., Telephone Account	103.75
	\$ 2,812.09
TOTAL—Account E-5	\$ 2,812.09

Account 7 Lt. Governor's Salary

Charles J. Warner, Lt. Governor - Gross Wage	\$ 145.35	
Net Amt. Paid	\$143.17	\$ 143.17
O.A.S.I. Tax - Deferred Pmt.	2.18	
	<u>\$145.35</u>	
Adjustment of Previously Reported as "Deferred Payment"		
Employees Contribution	\$ 6.54	
State of Nebr. Contribution	6.54	
	<u></u>	
Paid April 13, Warrant #29312K	\$ 13.08	13.08
		<u></u>
TOTAL—Account 7		\$ 156.25

Account 8 Clerk's Salary, Other Wages, Supplies, Maintenance

Hugo F. Srb, Gross Wage	\$520.43	
Net Amount paid	\$ 462.63	\$ 462.63
W.H. Income Tax	50.40	50.40
Deferred Payment O.A.S.I. Tax	7.80	
	<u>\$ 520.83</u>	

Account 8 Clerk's Salary, Other Wages, Supplies, Maintenance

Adjustment of Previously Reported as "Deferred Pymts."

Employees Contribution\$ 20.61

State of Nebr. Contribution 20.61

Paid April 13, Warrant #29313K 41.22

\$ 41.22

TOTAL—Account 8\$ 554.25

GRAND TOTAL Paid by Warrants\$25,115.00

Unanimous Consent—Delay Final Reading

Mr. Carmody asked unanimous consent that Bills on Final Reading be delayed until 10:00 a.m.

Consent was granted and it was so ordered.

SELECT FILE**LEGISLATIVE BILL 391.**

Mr. Carmody asked unanimous consent that the amendments adopted on May 7, 1953, be stricken and the following amendments be adopted:

1. Amend the bill by striking the Carmody amendment 1 adopted April 22, 1953, and section 1, line 33 by striking ". After January 1, 1954," and inserting "*until January 1 of the year following the year in which counties shall make the first levy for medical, surgical, and hospital care for needy persons of the county, as prescribed in section 77-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 392, Sixty-fifth Session, Nebraska State Legislature, 1953, and on and after such date*".

2. Amend section 2 of the bill, line 3 by striking "Until January 1, 1954" and inserting in lieu thereof the following:

"Until January 1 of the year following the year in which counties shall make the first levy for medical, surgical, and hospital care for needy persons of the county, as prescribed in section 77-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 392, Sixty-fifth Session, Nebraska State Legislature, 1953,".

3. Amend section 3 of the bill, line 23 by striking ", 1954" and inserting in lieu thereof the following:

"of the year following the year in which counties shall make the first levy for medical, surgical, and hospital care for needy persons of the county, as prescribed in section 77-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 392, Sixty-fifth Session, Nebraska State Legislature, 1943" and line 24 by striking "After January 1, 1954" and inserting "On and after such date".

4. Amend the title of the bill, line 8 by striking “, 1954” and inserting “of the year prescribed”.

Consent was granted. Amendments adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 392.

Mr. Carmody asked unanimous consent that the amendments adopted on May 7, 1953, be stricken and the following amendment be adopted:

1. Amend the title of the bill, line 4 by striking “, 1954” and inserting “following the year in which counties shall make the first special levy for medical, surgical, and hospital care for needy persons of the county as prescribed, and on and after such date”.

Consent was granted. Amendment adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 320. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 98. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 283. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 318. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Vogel introduced Mr. Gerhardt Meyer, Teacher, and six students from Mt. Calvary Lutheran School, Omaha, Nebraska; also two parents.

Mr. Vogel also introduced Mr. E. M. Lueders, Teacher, and six students from Zion Lutheran School, Omaha, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 401. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Mr. Coffey offered the following amendment, which was adopted with 15 ayes, 1 nay and 27 not voting:

Amend page 1, section 2, lines 5 and 6 of the bill, by striking the new material contained in the committee amendments, and restoring the stricken material, and by striking the punctuation and quotation mark at the end of the committee amendment to line 17, and in lieu thereof adding the following to line 17:

“, or to general sales or use taxes applicable to tangible personal property.”

Bracketed until Wednesday, May 13, 1953.

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 315. Laid over.

LEGISLATIVE BILL 279. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 285. Laid over.

LEGISLATIVE BILL 286. Laid over.

LEGISLATIVE BILL 472. Bracketed until Wednesday, May 13, 1953.

LEGISLATIVE BILL 577. Bracketed until Monday, May 18, 1953.

LEGISLATIVE BILL 225. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 262. Read and considered.

Standing Committee amendments 1 and 2 found in the Legislative Journal for the Seventy-sixth Day were adopted.

Mr. Burney moved that Standing Committee amendment 3 be rejected.

The motion prevailed and Standing Committee amendment 3 was rejected.

Visitors

Mr. Dooley introduced Mr. Teddy Schiessler, Teacher, and thirteen students from Nehawka Public School, Nehawka, Nebraska; also two sponsors.

Mr. Person introduced Helen Novak, Teacher, and four students from Bruno, Nebraska; also three sponsors.

Mr. Person also introduced Mr. Otto H. Prohs of Gering, Nebraska, a former Senator, who addressed the Legislature briefly.

Mr. Aufenkamp introduced Mrs. Marguerite Moeller, Teacher, and eleven students from School District 4, Dunbar, Nebraska; also ten mothers.

Mr. Lee introduced Mr. Verlan Hanson and Mr. Ray Weckmuller, Teachers, Mrs. Ray Therkelsen, Principal, and fifty-nine students from Blair Junior High School, Blair, Nebraska.

Mr. Burney introduced Anthony Cacek, Teacher and twenty-two students from Crofton High School, Crofton, Nebraska; also two sponsors.

Mr. Lillibridge introduced Dr. Otto W. Brandhorst, of St. Louis, Missouri, National President of the American Dental Association, who addressed the Legislature briefly.

EASE

The Legislature was at ease from 11:20 a. m. to 11:38 a.m. in recognition of Speaker Tvrdik's birthday. Birthday cake and coffee were served to the Members.

Speaker Tvrdik Presiding

Members Excused

Mr. Bridenbaugh was excused until Friday, May 15, 1953.

Mr. Tvrdik was excused for the remainder of the day and Tuesday, May 12, 1953.

Mr. McNutt Presiding

Approved by the Governor

May 11, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 9, 1953, he approved L. B. 258 and on May 11, 1953, he approved L. B. 12, 282, 412, 431, 466, 471, 487 and 571.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

GENERAL FILE

LEGISLATIVE BILL 262.

Standing Committee amendment 4 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. Burney offered the following amendment:

Amend Section 11, Line 7, by striking "ten" and inserting "fifty" in lieu thereof.

Pending.

RECESS

At 12:11 p.m., on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Bridenbaugh, Carpenter, Carson, Fenske, Hubka, Lillibridge, McNutt, Peterson, Tvrdik, Williams and Wilson, who were excused.

Unanimous Consent—Defer Final Readings of Bills

Mr. Carmody asked unanimous consent to dispense with final readings of L. B. 426, 110 and 379 for today. Consent was granted and it was so ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 572. Placed on Select File.

LEGISLATIVE BILL 576. Placed on Select File as amended.

E and R amendments to L. B. 576:

1. In section 1, page 2, line 4 after "salary" insert "of"; and in line 9 after "amount" insert "to be".

2. In section 2, line 5 strike "give effect to" and in lieu thereof insert "permit a change in".

3. In the bill title, line 4 strike "salary of" and in lieu thereof insert "maximum salary which may be paid to".

LEGISLATIVE BILL 356. Placed on Select File as amended.

E and R amendments to L. B. 356:

1. In the bill, new section 1, insert a comma in second line numbered 2 of original amendment after "compensation"; in the same line after "trustee"; line numbered 21, on the original, after "compensation"; line 28, after "compensation"; and in line 30, after "accident".

2. In new section 2, line numbered 1, after "establish" insert a comma (not shown in original); line 4, strike "; provided," and in lieu thereof insert ", if"; and strike the comma in line 7.

3. In new section 3, line numbered 6, insert a comma after "equitable"; and in line 15, strike the comma.

4. In new section 4, strike the comma in line numbered 6 of the original.

5. In new section 5, line numbered 3, after "accident" insert a comma.

6. In new section 6, strike the comma in line numbered 8; and strike "(1)" in line 15 and also "(2)" in line 16.

7. In new section 7, line numbered 2, insert a comma after "thereof"; line 4, strike "hearing held upon written notice" and in lieu thereof insert "a hearing thereon has been held, prior written notice of such hearing having been given".

8. Strike new section 8 and in lieu thereof insert "Sec. 8. *On and after the effective date of this act, all actions or causes of action in regard to matters pertaining to this act, whether or not the same are pending in court on such effective date but upon which a judgment has not become final in a court of last resort, shall be governed by the provisions of this act and not by the provisions of section 49-301.*"

9. In new section 11, line numbered 2, after "effect" insert ", from and"; and in the same line insert a comma after "approval".

10. In the bill title, in the 5th line of the newly inserted matter as shown on original amendment, after "accident" insert a comma; in the 6th line strike "and" and in lieu thereof insert a semicolon; in the 14th line strike "to this act" and in lieu thereof insert "as prescribed; to provide that, on and after the effective

date of this act, all actions or causes of action in regard to matters pertaining to this act as prescribed shall be governed by the provisions of this act; to provide a validity clause".

LEGISLATIVE BILL 564. Placed on Select File as amended.

E and R amendment to L. B. 564:

1. In section 1, page 2, line 13 after "be" insert "*addressed to and*".

(Signed) Joseph D. Martin, Chairman

Mr. Person Presiding

GENERAL FILE

LEGISLATIVE BILL 262. Consideration of Mr. Burney's amendment to Section 11, found in this Day's Journal.

The Burney amendment was adopted.

Mr. Coffey offered the following amendment, which was adopted:

Amend Section 11, lines 1 and 3 by striking the words "fails or" in each line.

Mr. Burney offered the following amendment, which was adopted:

Section 2, Line 20, strike the "." after the word "convenient" and add a ";" and the words "Provided, that the department shall pay to the land owner for all damages incurred by land owner as a result of such examination or survey and upon the failure of the land owner and the department to agree upon the amount of damages, if any, the land owner may file a petition as provided for in Section 76-705."

Advanced to E and R for review.

LEGISLATIVE BILL 580. Laid over.

LEGISLATIVE BILL 155. Read and considered.

Advanced to E and R for review.

Mr. Beaver Presiding

LEGISLATIVE BILL 569. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 568. Read and considered.

Advanced to E and R for review.

Mr. Person Presiding

LEGISLATIVE BILL 247. Read and considered.

Mr. Anderson offered the following amendments, which were adopted:

1. Amend the bill by striking sections 1 and 2, and inserting in lieu thereof the following:

"Section 1. That section 23-146, Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-146. No county officer or county surveyor shall in any manner, either directly or indirectly, be pecuniarily interested in or receive the benefit of any contracts executed by the county for the furnishing of supplies or any other purpose; neither shall any county officer or county surveyor furnish any supplies for the county on order of the county board, without contract. *It shall be unlawful for any person, firm, or corporation to enter into any contract or agreement with any county board for any article, service, public improvement, material, or labor, where such person is a member of such county board, or when any member of such county board is an agent, official, or employee of such firm or corporation. All such contracts are hereby declared unlawful and shall be wholly void as an obligation against the county.*

Sec. 2. That section 23-147, Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-147. Any county officer , or any person, or any agent, official, or employee of such firm or corporation, or any firm or corporation violating the provisions of section 23-146 shall be deemed guilty of a felony, and upon conviction thereof shall be

imprisoned in the penitentiary for a period not exceeding five years, or fined in any sum not exceeding two thousand dollars, or both *and in addition thereto, if a member of a county board, shall be ousted from public office by a court having jurisdiction.*

Sec. 3. That original sections 23-146 and 23-147, Revised Statutes of Nebraska, 1943, are repealed."

2. Amend the title of the bill, line 2, by inserting after the word "ACT" the words, figures, and punctuation as follows:

"to amend sections 23-146 and 23-147, Revised Statutes of Nebraska, 1943,"; line 11, by striking the word "and", and by inserting after the word "penalties" the following:

"; and to repeal the original sections".

Advanced to E and R for review.

LEGISLATIVE BILL 148. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. Klaver offered the following amendment, which was adopted:

1. Amend Standing Committee amendment, line 4 by striking "May" and inserting "*August*".

Mr. Lee offered the following amendments, which were adopted:

Amend Section 2, Lines 5 and 6 by striking "and Vice President" and amend the title to conform; and that Enrollment and Review Committee correlate said Section 2 of the bill with the provisions of Section 1, Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, as amended.

Mr. Nelson offered the following amendment, which was adopted:

Amend Section 2 by striking commencing with the word "on" in line 4 to and including the word "June" in the same line and inserting in lieu thereof "*after the second Monday in May*".

Advanced to E and R for review.

LEGISLATIVE BILL 105. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 420. Laid over.

LEGISLATIVE BILL 585. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 161. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 325. Laid over.

LEGISLATIVE BILL 357. Laid over.

LEGISLATIVE BILL 586. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 587. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 170. Laid over.

LEGISLATIVE BILL 400. Laid over.

LEGISLATIVE BILL 260. Laid over.

LEGISLATIVE BILL 26. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eightieth Day were adopted.

Mr. Klaver offered the following amendment, which was adopted:

Amend L. B. 26 by striking "sixty" and inserting "sixty-five" in lieu thereof, and amend the title to conform; also request the Committee on Enrollment and Review to make such corrections as required by the passage of L. B. 7.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 11, 1953, at 3:00 p.m.:

L. B. 399

LEGISLATIVE BILL 349. Correctly engrossed.

LEGISLATIVE BILL 386. Correctly engrossed.

LEGISLATIVE BILL 318. Replaced on Select File as amended.

E and R amendment to L. B. 318:

1. In the new insertion by Person and Burney amendment 1, strike the word "and" after the word "meeting" near the end of such insertion and in lieu thereof insert ", and approved".

LEGISLATIVE BILL 156. Replaced on Select File as amended.

E and R amendment to L. B. 156:

1. In the bill, section 2, line 1, insert "original" after "That".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:44 p.m., on a motion by Mr. Burney, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

EIGHTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, May 12, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh, Hill, Lillibridge and Tvrdik, who were excused.

The Journal for the Eighty-eighth Day was approved.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 203. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 426. Laid over.

LEGISLATIVE BILL 110.

A bill for an act to amend sections 14-121, 15-806, 16-710, and 17-712, Revised Statutes of Nebraska, 1943, and section 77-1611, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for certain poll tax exemptions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Aufenkamp	Carson	Klaver	Nelson
Beaver	Coffey	Kotouc	Person
Bixler	Cole	Lee	Pizer
Britt	Cramer	Liebers	Shultz
Brower	Diers	McHenry	Syas
Brown	Dooley	McNutt	Vogel
Burney	Duis	Martin	Williams
Carmody	Fenske	Marvel	Wilson
Carpenter	Hubka	Moulton	

Voting in the negative, 0.

Not voting, 8:

Adams	Bridenbaugh	Larkin	Peterson
Anderson	Hill	Lillibridge	Tvrdik

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 379. With emergency.

A bill for an act to amend sections 55-102, 55-103, 55-104, 55-106, 55-107, 55-108, 55-109, 55-111, 55-117, 55-118, 55-121, 55-129, 55-130, 55-131, 55-136, 55-138, 55-139, 55-140, 55-142, 55-143, 55-145, 55-146, 55-148, 55-154, 55-156, 55-156.01, 55-157, 55-158, 55-160, 55-161, 55-162, 55-163, 55-184, 55-201, 55-207, 55-208, and 55-209, Reissue Revised Statutes of Nebraska, 1943, relating to militia; to revise, adopt, and establish the military code for the State of Nebraska in harmony with the Uniform Code of Military Justice; to make certain acts unlawful; to provide penalties; to define and redefine terms; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Aufenkamp	Bixler	Brower
Anderson	Beaver	Britt	Brown

Burney	Dooley	Liebers	Peterson
Carmody	Duis	McHenry	Pizer
Carpenter	Fenske	McNutt	Shultz
Carson	Hubka	Martin	Syas
Coffey	Klaver	Marvel	Vogel
Cole	Kotouc	Moulton	Williams
Cramer	Larkin	Nelson	Wilson
Diers	Lee	Person	

Voting in the negative, 0.

Not voting, 4:

Bridenbaugh	Hill	Lillibridge	Tvrdik
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 359.

A bill for an act to amend section 60-305.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the fees collected by the Department of Roads and Irrigation from nonresident owners of commercial trucks or buses shall be credited to the Highway Cash Fund; to restate the requirements for the payment of such fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Nelson
Anderson	Carson	Kotouc	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cole	Liebers	Pizer
Bixler	Cramer	McHenry	Shultz
Britt	Diers	McNutt	Syas
Brower	Dooley	Martin	Vogel
Brown	Duis	Marvel	Williams
Burney	Fenske	Moulton	Wilson
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh	Larkin	Lillibridge	Tvrdik
Hill			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 354.

A bill for an act to amend section 79-1210, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that no Nebraska Third Grade Elementary School Certificates shall be issued under Plan 1 after September 1, 1956; to change the requirements of a certificate under Plan 2; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 26:

Adams	Coffey	Lee	Moulton
Anderson	Cole	Liebers	Shultz
Bixler	Cramer	McHenry	Syas
Brower	Diers	McNutt	Vogel
Brown	Duis	Martin	Williams
Carpenter	Klaver	Marvel	Wilson
Carson	Kotouc		

Voting in the negative, 11:

Aufenkamp	Burney	Hubka	Peterson
Beaver	Carmody	Nelson	Pizer
Britt	Fenske	Person	

Not voting, 6:

Bridenbaugh	Hill	Lillibridge	Tvrdik
Dooley	Larkin		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Unanimous Consent—Return L. B. 426 to Select File

Mr. Cramer asked unanimous consent to return L. B. 426 to Select File for the following specific amendments:

1. Amend section 1 of the bill, line 6 by striking "county roads," which" and inserting "*primary and secondary county roads,*" which . *Primary county roads*", line 10 by striking "or" and show the same as stricken matter, line 10 by inserting after "roads" the following:

“, and (e) such other roads as are designed as such by the county board. All county roads not designed as primary county roads shall be secondary county roads”,

lines 11, 12, and 30 by inserting the word "*primary*" before the word "county".

2. Amend section 2 of the bill, lines 2, 3, and 9, by inserting the word "*primary*" before the word "county".

3. Amend Enrollment and Review amendment 1, line 22 of section 1 by inserting "*primary*" before the word "county", and Enrollment and Review amendment 2, line 3 by inserting "*primary*" after the word "platted".

4. Amend the title of the bill, lines 5 and 6 by inserting "*primary*" before the words "county roads", and line 7 by inserting after the word "Irrigation" the following:

“; to provide what shall constitute primary county roads and secondary county roads”.

Consent was granted.

SELECT FILE**LEGISLATIVE BILL 426.**

Mr. Cramer asked unanimous consent that his amendments found in this day's Journal be adopted. Consent was granted. Amendments adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 109. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Mr. Duis asked unanimous consent that the following amendment be adopted:

Amend L. B. 109 by adding a section to be numbered Section 2 and to read as follows:

Sec. 2. "The board may not in any year prior to a bonafide initiation of actual construction of its works pay to any person, including the secretary of the board, a salary in excess of forty-five hundred dollars in any year.", and amend the title to conform.

Consent was granted. Amendment adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 356. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 318. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Laid over.

LEGISLATIVE BILL 156. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

Suspend Rules—Consider Bills on Select File

Mr. President: I move that the rules be suspended and we consider L. B. 564, 572 and 576 on Select File. (Signed) Joseph D. Martin

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 564. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 572. Advanced to E and R for engrossment.

LEGISLATIVE BILL 576. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 114. Bracketed until Friday, May 15, 1953.

LEGISLATIVE BILL 338. Mr. McNutt offered the following amendments, which were adopted:

1. Amend the bill by striking Standing Committee amendments 1 and 2.

2. Amend reinstated section 1, line 2 by inserting “, as amended by section 1, Legislative Bill 6, Sixty-fifth Session, Nebraska State Legislature, 1953” after the figures “1943”, line 6 by inserting “the” before the word “actual”, line 11 by striking “thirty”, by striking lines 11 and 12 and inserting “three months, or shall be fined one hundred dollars, or both, such a fine and imprisonment, and shall be ordered by”, line 16 by striking “not to exceed one year” and inserting “six months”, and by striking lines 22 to 28 and inserting “county jail for not less than five days nor more than three months, and shall be fined the sum of three hundred dollars, and shall be ordered by the court *shall* , as part of the judgment of conviction, *order such person* not to drive any motor vehicle for any purpose for a period of one year from the date of his final discharge”.

3. Amend original section 8, line 1 by striking “39-727,”, and line 3 by inserting “and section 39-727, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6, Sixty-fifth Session, Nebraska State Legislature, 1953,” before the word “are”.

4. Amend the title of the bill, line 2 by striking “39-727,”, and line 4 by inserting “and section 39-727, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6,

Sixty-fifth Session, Nebraska State Legislature, 1953," before the word "relating".

Advanced to E and R for review.

LEGISLATIVE BILL 454. Laid over.

Unanimous Consent—Return L. B. 493 to General File

Mr. Britt asked unanimous consent to return L. B. 493 to General File for the following specific amendments:

1. Amend the bill by striking section 27 and renumbering sections 28 and 29 as sections 27 and 28, respectively.
2. Amend renumbered section 28, line 5 by striking "32-716,".
3. Amend the title of the bill, line 6 by striking "32-716,".
4. Amend section 9 of the bill by reinstating the stricken matter in lines 11 and 12, by striking line 13, and by striking "vote for the person named" in line 14.

Consent was granted.

LEGISLATIVE BILL 493.

The Britt amendments found in this day's Journal were adopted.

Mr. Hubka offered the following amendments, which were adopted:

1. Strike in section 24, page 24, commencing after the word "exist" in line 39 to the end of said section; show the matter stricken as stricken matter and also insert "*whenever any person shall cease for any reason to be a candidate for the office for which he was nominated in the primary or when no person was nominated for the office in the primary.*"
2. Strike in section 25, page 25, commencing after the word "exist" in line 23 to the end of said section; show the matter stricken as stricken matter and also insert "*whenever any person shall cease for any reason to be a candidate for the office for which he was nominated in the primary or when no person was nominated for the office in the primary.*"

3. Amend the title to conform.

Advanced to E and R for review.

Mr. Coffey Presiding

LEGISLATIVE BILL 479. Laid over.

LEGISLATIVE BILL 315. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 285. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Mr. McNutt offered the following amendment, which was adopted:

Amend Section 14, page 10, line 16, by striking "71-115.01" and inserting in lieu thereof "71-1,115.01".

Mr. Duis offered the following amendment, which was adopted:

Amend Section 6, page 4, line 3, by striking the words "habitual and willful"; and amend Section 6, page 4, line 6, by striking the word "habitual".

Advanced to E and R for review.

LEGISLATIVE BILL 286. Read and considered.

Advanced to E and R for review.

Unanimous Consent—L. B. 259

Mr. Martin asked unanimous consent that the mimeographed copy of L. B. 259 with amendments as certified to May 5, 1953, be substituted for the original L. B. 259 and that the Enrollment and Review Committee be permitted to offer amendments to the mimeographed bill. No objections. So ordered.

Unanimous Consent—Consider L. B. 420

Mr. Williams asked unanimous consent to consider L. B. 420 next on General File. Consent was granted.

LEGISLATIVE BILL 420. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend Section 1, page 2, line 14, by striking the word "nature" and substituting the word "notice" in lieu thereof.

Advanced to E and R for review.

Members Excused

Mr. Peterson was excused for this afternoon.

Mr. Anderson was excused for this afternoon.

Visitors

Mr. Hubka introduced Mrs. Fred Peterson, Teacher, and fourteen students from School District 162, Gage County, Holmesville, Nebraska; also two sponsors.

Mr. Aufenkamp introduced Shirley Sutheit and Pat LaRue, Teachers, Mr. Haywood, Special Service Man, B. A. Eddy, Supervisor, and thirteen students from Campus School, Peru State College, Peru, Nebraska; also two parents.

Mr. Lee introduced Mr. Glenn Lundstrom, Superintendent, Bob Hansen, Sponsor, and sixty students from Blair High School, Blair, Nebraska.

Mr. Person introduced Mrs. Patton, Teacher, and thirteen students from School District 50, Saunders County, Ithaca, Nebraska.

Mr. Williams introduced Mrs. Tracy Van Camp, Home Extension Agent of Buffalo County, Nebraska, and seventy-two ladies, members of the County Extension Clubs.

Mr. Diers introduced Mr. F. P. Middlebrook of York, Nebraska.

Mr. Person introduced Mrs. Ralph Nelson of Wahoo, Nebraska, wife of the Assistant Clerk of the Legislature.

RECESS

At 11:59 a.m., on a motion by Mr. Kotouc, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Anderson, Bridenbaugh, Carson, Hill, Lillibridge, Peterson, Tvrdik and Williams, who were excused.

Member Excused

Mr. Cramer was excused from 3:00 p.m. for the remainder of the day and for Wednesday, May 13, 1953.

Mr. Carpenter Presiding**Visitors**

Mr. Liebers introduced Miss Murphy, Teacher, and fourteen students from School District 92, Davey, Nebraska; also six parents.

Mr. Aufenkamp introduced Miss Marion Hunzeker, Teacher, and seven students from School District 33, Brownville, Nebraska; also nine parents.

Mr. Carpenter introduced Mr. Frank Henderson, Teacher, and twelve students from Bronson, Iowa; also four sponsors.

GENERAL FILE

LEGISLATIVE BILL 580. Advanced to E and R for review.

Unanimous Consent—Consider L. B. 427

Mr. Liebers asked unanimous consent to consider L. B. 427 at this time. Consent was granted.

LEGISLATIVE BILL 427. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 325. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend Standing Committee amendment 2 by striking "two hundred thousand" and inserting "sixty thousand" in lieu thereof.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day, as amended, were adopted

Advanced to E and R for review.

LEGISLATIVE BILL 357. Laid over.

LEGISLATIVE BILL 170. Laid over.

LEGISLATIVE BILL 400. Bracketed until Monday, May 18, 1953.

LEGISLATIVE BILL 260. Laid over.

LEGISLATIVE BILL 542. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 543. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 544. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 455. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Mr. Beaver offered the following amendment, which was adopted:

In Section 5, page 6, line 48, after the word "years" add the word "hereafter".

Advanced to E and R for review.

LEGISLATIVE BILL 560. Laid over.

LEGISLATIVE BILL 531. Laid over.

Unanimous Consent—Return L. B. 257 to General File

Mr. Syas asked unanimous consent that L. B. 257 be returned to General File for the following specific amendment:

1. Amend the Syas amendment 1 adopted May 7, 1953, line 6 by inserting after the word "departments" the words "*and not working on alternating day schedules as hereinafter provided.*".

LEGISLATIVE BILL 257.

Consent was granted and it was so ordered.

Mr. Syas asked unanimous consent that his amendment found in this day's Journal be adopted. Consent was granted. Amendment adopted.

Advanced to E. and R for review.

LEGISLATIVE BILL 494. Laid over.

LEGISLATIVE BILL 538. Laid over.

LEGISLATIVE BILL 405. Laid over.

LEGISLATIVE BILL 212. Laid over.

LEGISLATIVE BILL 96. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 145. Advanced to E and R for review with 11 ayes, 8 nays and 24 not voting.

LEGISLATIVE BILL 334. Read and considered.

Mr. Hubka moved to indefinitely postpone.

The motion lost.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 156. Correctly engrossed.

LEGISLATIVE BILL 478. Placed on Select File as amended.

E and R amendments to L. B. 478:

1. In new section 1, line 4 of the original amendments, strike "trustees" and in lieu thereof insert "and select trustees,"; in lines

5 and 6 strike "to invest funds of the association" and in lieu thereof insert ", who shall be selected, as provided for in section 3 of this act, to invest, safeguard, and look after certain funds of the association, including the sums provided for by section 2 of this act and any other money acquired for the purposes of such fund,".

2. In standing committee amendment 2, line 4 of the original amendment after "duties" insert "; to provide for a bond as prescribed".

LEGISLATIVE BILL 501. Placed on Select File as amended.

E and R amendments to L. B. 501:

1. In line 2 of Mr. Bixler's amendment strike "now exists, state parks or" and in lieu thereof insert "portion there is now existing or located part or all of a state park or".

2. In the bill title, line 4, after "lands" insert "upon which portion there is now existing or located part or all of a state park or state recreation grounds".

LEGISLATIVE BILL 568. Placed on Select File.

LEGISLATIVE BILL 585. Placed on Select File as amended.

E and R amendments to L. B. 585:

1. In the bill, section 1, line 6, insert a comma after "rules"; and in line 21, strike the quotation marks.

2. In the bill title, line 5, after "resale" insert "except as prescribed; to provide certain procedure and requirements for the issuance of such a license; to define terms".

LEGISLATIVE BILL 587. Placed on Select File as amended.

E and R amendments to L. B. 587:

1. In the bill, section 1, page 2, line 18 after "and" insert "upon it".

2. In the bill title, line 10, after "and" insert "upon it".

LEGISLATIVE BILL 575. Placed on Select File as amended.

E and R amendment to L. B. 575:

1. In section 1, line 10, strike the comma and show as stricken matter; line 14, before "have" insert "(1)"; line 18, after the last comma, insert "(2)"; and in line 19, strike "and who" and in lieu thereof insert ", and (3)".

LEGISLATIVE BILL 225. Placed on Select File as amended.

E and R amendments to L. B. 225:

1. In the bill, section 1, line 8, strike "or" and show as stricken matter; line 9, after "ditch" insert a comma; and in line 11 after "without" insert "the".

2. In the bill title, line 4, strike "reclamation districts may not" and in lieu thereof insert "no reclamation district or power appropriator may"; and in line 6, after "without" insert "the".

LEGISLATIVE BILL 513. Placed on Select File as amended.

E and R amendments to L. B. 513:

1. Strike new matter in section 1, lines 3 and 4 and amendments thereto.

2. In section 1, line 4 before the last comma insert "in subsection (2) of this section"; in line 3 after the period insert "(1)".

3. In section 1, strike commencing with the comma in line 7 to and including the comma in line 10 and amendments thereto and in lieu thereof insert ", except . (2) *The prohibition in subsection (1) of this section shall not apply (a) in case of temporary movement for the purpose of repair or other emergency, (b) to towing of motor vehicles which are used for regular racing purposes only, (c) to motor trucks and passenger cars owned by Nebraska new and used car dealers who have secured the permit provided for by subsection (4) of this section, and (d) to those who have secured a permit to tow or pull any motor truck or passenger car under the provisions of subsection (3) of this section . (3) Any person, firm, or corporation*"; in line 12 strike "hereinafter provided" and in lieu thereof insert "*hereinafter otherwise provided in subsection (2) of this section*"; and in lines 23 and 24 strike "hereinafter provided" and in lieu thereof insert "*hereinafter otherwise provided in section 60-904*".

4. In standing committee amendment 1, strike lines 5, 6, and 7 of original and in lieu thereof insert "(4) *Nebraska new and used car dealers, upon presentation of an application therefor*

showing that such dealer is a qualified and licensed Nebraska new or used car dealer,"; and in same amendment line 8 after "permit" insert ", upon payment of a fee of ten dollars to be paid to the Division of Motor Vehicles,".

5. In Mr. Martin's amendment 1, lines 6 and 7 of original strike "; *Provided, that all*" and in lieu thereof insert ". (5) *All*"; and in the last line of said amendment before the period insert "*as provided by subsection (3) of this section*".

6. In the bill title, line 4 strike "used car dealers" and in lieu thereof insert "new and used car dealers and the towing of motor vehicles which are used for regular racing purposes only"; and in line 6 before the semicolon insert "except as prescribed; to restate, change, and clarify certain provisions in regard to the towing of motor vehicles and trucks and the requirements and fees for permits for the same".

7. In Mr. Martin's amendment 1, line 1 strike "lines 13 to 20" and in lieu thereof insert "by striking lines 13 to 20 as shown on mimeographed copy".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 5:09 p.m., on a motion by Mr. Liebers, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETIETH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, May 13, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh and Lillibridge, who were excused.

The Journal for the Eighty-ninth Day was approved as corrected.

Suspend Rules—Introduce Bill

Mr. President: I move that the rules be suspended to permit the introduction of a bill. (Signed) Terry Carpenter

Mr. Carpenter requested a record vote.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Larkin moved that the Call be raised, which prevailed with 29 ayes, 0 nays and 14 not voting.

Voting in the affirmative on the original Carpenter motion, 15:

Bixler	Carson	Hubka	Martin
Brown	Diers	Lee	Nelson
Carmody	Duis	Liebers	Peterson
Carpenter	Fenske	McNutt	

Voting in the negative, 7:

Adams	Coffey	Pizer	Williams
Beaver	Klaver	Syas	

Not voting, 21:

Anderson	Cole	Larkin	Person
Aufenkamp	Cramer	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Tvrdik
Britt	Hill	Marvel	Vogel
Brower	Kotouc	Moulton	Wilson
Burney			

The motion was lost.

Visitors

Mr. Lee introduced Milan Johnson, Bob Eaton, Larry Hansen, Jim Harpertreit and Dave Merrick from Fremont, Nebraska; also Mr. Wm. Eaton, Sponsor.

Mr. Williams introduced former Senator Fred A. Mueller of Kearney, Nebraska, who addressed the Legislature briefly.

Member Excused

Mr. Dooley was excused for the remainder of the morning.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 110. Correctly enrolled.
 LEGISLATIVE BILL 354. Correctly enrolled.
 LEGISLATIVE BILL 359. Correctly enrolled.
 LEGISLATIVE BILL 379. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 110
 L. B. 354

L. B. 359

L. B. 379

SELECT FILE

LEGISLATIVE BILL 318. Advanced to E and R for engrossment.

LEGISLATIVE BILL 478. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 501. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 513. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Bracketed until Thursday, May 14, 1953.

Report

Speaker Tvrdik reported on his trip to Washington, D. C.

Appreciation

Mr. Williams expressed his appreciation for the flowers sent to him by the Legislature while he was in the hospital.

Visitors

Mr. Brower introduced his brother, Julian Brower, Fullerton, Nebraska.

Mr. Larkin introduced Miss Bertha Vaughan, Teacher, and fourteen students from Field Club School, Omaha, Nebraska.

Mr. Adams introduced Miss Rene Hlavac, Principal, Mrs. Fullerton and Mrs. Wilson, Teachers, and forty-three students from Pershing School, Omaha, Nebraska.

Mr. Brower introduced Dr. J. L. Seberg, Fullerton, Nebraska, and Dr. Francis Brown, Genoa, Nebraska, who are in Lincoln attending the Dental Convention.

Mr. Diers introduced Miss Alice Paulson, Teacher, and four students from School District 98, York, Nebraska; also one parent.

Mr. Diers also introduced Miss Bonnie Ziegler, Teacher, and nine students from School District 14, Exeter, Nebraska.

GENERAL FILE

Unanimous Consent—L. B. 239

Mr. Duis asked unanimous consent that L. B. 239 be read, and the bill with the amendments adopted be mimeographed and placed on the Members' desks. Consent was granted and it was so ordered.

LEGISLATIVE BILL 239.

Section 1. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 1 of the bill, lines 13 and 14, by striking "two thousand" and inserting "*two thousand twenty-four hundred*" in lieu thereof.

Section 2. Read and considered.

Standing Committee amendment 2 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 2 of the bill, line 11, by striking "twenty-four" and inserting "*twenty-four twenty-eight*" in lieu thereof.

Section 3. Read and considered.

Standing Committee amendment 3 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 3 of the bill, line 9, by striking "twenty-seven" and inserting "~~twenty-seven~~ *twenty-nine*" in lieu thereof.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 3 of the bill, line 14, by striking "twenty-six" and inserting "*twenty-six thirty-three*" in lieu thereof.

Section 4. Read and considered.

Standing Committee amendment 4 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 4 of the bill, line 8, by striking "twenty-nine" and inserting "*twenty-nine thirty-two*" in lieu thereof.

Mr. Marvel offered the following amendment, which was adopted:

Amend Section 4 of the bill, page 4, lines 11 and 12 by striking "twenty-nine" and inserting "*twenty-nine thirty-three*" in lieu thereof.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 4 of the bill, line 16, by striking "twenty-nine" and inserting "*twenty-nine thirty-six*" in lieu thereof.

Section 5. Read and considered.

Standing Committee amendment 5 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 5 of the bill, line 8, by striking "thirty-three" and inserting "*thirty-three thirty-five*" in lieu thereof.

Mr. Marvel offered the following amendment, which was adopted:

Amend Section 5 of the bill, page 5, line 12, by striking "thirty-three" and inserting "*thirty-thres thirty-seven*" in lieu thereof.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 5 of the bill, line 15, by striking "thirty-two" and inserting "*thirty-two thirty-nine*" in lieu thereof.

Section 6. Read and considered.

Standing Committee amendment 6 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 6 of the bill, line 8, by striking "thirty-six" and inserting "*thirty-six thirty-eight*" in lieu thereof.

Mr. Marvel offered the following amendment, which was adopted:

Amend Section 6 of the bill, page 6, line 11, by striking "thirty-six hundred" and inserting "*thirty-six hundred four thousand*" in lieu thereof.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 6 of the bill, line 16, by striking "thirty-six" and inserting "*thirty-six forty-two*" in lieu thereof.

Section 7. Read and considered.

Standing Committee amendment 7 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 7 of the bill, line 8, by striking "thirty-eight hundred" and inserting "*thirty-eight hundred four thousand*" in lieu thereof.

Mr. Marvel offered the following amendment, which was adopted:

Amend Section 7 of the bill, page 7, line 10, by striking "thirty-eight" and inserting "thirty-eight *forty-two*" in lieu thereof.

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 7 of the bill, line 14, by striking "thirty-eight" and inserting "thirty-eight *forty-five*" in lieu thereof.

Section 8. Read and considered.

Standing Committee amendment 8 found in the Legislative Journal for the Fifty-eighth Day was adopted.

Mr. Wilson offered the following amendment, which was adopted:

Amend Section 8 of the bill, line 8, by striking "four thousand" and inserting "four thousand *forty-two hundred*" in lieu thereof.

Mr. Marvel offered the following amendment, which was adopted:

Amend Section 8 of the bill, page 8, line 11, by striking "four thousand" and inserting "four thousand *forty-four hundred*" in lieu thereof.

Mr. Martin offered the following amendment, which was adopted:

Amend Section 8 of the bill, by inserting after line 28 "additional deputy county attorney or attorneys, to be fixed by the county board, each not less than the sum of eighteen hundred dollars."

Mr. Shultz offered the following amendment, which was adopted:

Amend Section 8 of the bill, line 13, by striking "four thousand" and inserting "four thousand *forty-eight hundred*" in lieu thereof.

Mr. Carpenter offered the following amendment, which was adopted:

Amend Section 8 of the bill, lines 7, 9, 10, 11, 14, 17, 18, and 19, by inserting after the word "of" the words "not less than".

Sections 9 through 11. Read and considered.

Standing Committee amendments 9 through 13 found in the Legislative Journal for the Fifty-eighth Day were adopted.

Mr. Brower offered the following amendments, which were adopted:

Amend Section 1, page 2, line 15, by striking "twelve" and inserting "fifteen";

Amend Section 2, page 3, line 12, by striking "twenty-four" and inserting "twenty-seven";

Amend Section 3, page 3, line 15, by striking "twenty-nine" and inserting "thirty-two";

Amend Section 4, page 4, line 17, by striking "thirty-two" and inserting "thirty-five";

Amend Section 5, page 5, line 16, by striking "thirty-nine" and inserting "forty-two";

Amend Section 6, page 6, line 17, by striking "forty-two" and inserting "forty-five";

Amend Section 7, page 7, line 15, by striking "forty-five" and inserting "forty-eight";

Amend Section 8, page 8, line 14, by striking "forty-eight" and inserting "fifty-one".

Member Excused

Mr. Burney was excused for the remainder of the morning.

Mr. Carpenter offered the following amendment:

Amend Section 8, line 9, by striking "three thousand" and inserting "one hundred thousand" in lieu thereof.

Mr. Carpenter requested a record vote.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Bixler moved that the Call be raised, which prevailed with 29 ayes, 0 nays and 14 not voting.

Voting in the affirmative on the Carpenter amendment, 5:

Adams	Carpenter	Carson	Person
Brown			

Voting in the negative, 21:

Aufenkamp	Cramer	Liebers	Nelson
Beaver	Fenske	McHenry	Peterson
Bixler	Hubka	McNutt	Pizer
Brower	Klaver	Marvel	Syas
Carmody	Kotouc	Moulton	Williams
Cole			

Not voting, 17:

Anderson	Diers	Larkin	Shultz
Bridenbaugh	Dooley	Lee	Tvrdik
Britt	Duis	Lillibridge	Vogel
Burney	Hill	Martin	Wilson
Coffey			

The amendment was not adopted.

Mr. Williams moved to indefinitely postpone.

Mr. Carpenter requested a record vote.

Mr. Williams requested a Call of the House.

A Call of the House was ordered and showed 38 members present.

Mr. Carpenter moved that the Call be raised, which prevailed with 22 ayes, 4 nays and 17 not voting.

Mr. Williams changed his vote from "aye" to "nay", and requested a Call of the House.

The motion prevailed with 26 ayes, 3 nays and 14 not voting.

Mr. Williams changed his vote from "nay" to "aye".

Mr. Carmody moved that the Call be raised, which prevailed with 29 ayes, 0 nays and 14 not voting.

Voting in the affirmative on the original Williams motion, 13:

Beaver	Hubka	Nelson	Pizer
Carmody	Lee	Person	Vogel
Carson	McNutt	Peterson	Williams
Hill			

Voting in the negative, 18:

Adams	Brower	Fenske	Martin
Anderson	Carpenter	Kotouc	Marvel
Aufenkamp	Cramer	Liebers	Shultz
Bixler	Diers	McHenry	Wilson
Britt	Duis		

Not voting, 12:

Bridenbaugh	Coffey	Klaver	Moulton
Brown	Cole	Larkin	Syas
Burney	Dooley	Lillibridge	Tvrdik

The motion lost.

RECESS

At 11:57 a.m., on a motion by Mr. Martin, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Bridenbaugh and Lillibridge, who were excused.

Visitors

Mr. Britt introduced Professor Dennis Wehrman and twenty-two students from Whittier Junior High School, Lincoln, Nebraska.

Mr. Lee introduced Mrs. Elizabeth Grant, Home Extension Agent of Dodge County, and thirty-five members of Dodge County Extension Clubs.

Approved by the Governor

May 13, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 11, 1953, he approved L. B. 418 and on May 13, 1953, he approved L. B. 399.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Message From The Governor

TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:

Legislative Bill 582 is being returned to you without my signature.

The objective of this bill is good: To protect Nebraska from excessive reimbursement costs on account of swine that have been fed raw garbage or have been imported when infected with vesicular exanthema.

However the provisions affecting importation are more extreme than the circumstances seem to require, and they threaten the welfare of swine production and marketing by Nebraska farmers and of businesses that are related, such as stockyards and serum manufacture.

The bill was introduced late in the session, preventing a public hearing before a Committee. If public reaction could have been expressed in the normal way it is very likely that this bill could have been amended to remove its objectionable features. I regret

that I must apply a veto to this legislation and I would welcome legislation that protects all of the interests involved.

Dated this 13th day of May, 1953.

Respectfully submitted,

(Signed) Robert B. Crosby
Governor of Nebraska

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 242. Placed on General File as amended.

Standing Committee amendment to L. B. 242:

1. Amend section 1 of the bill, line 4 by striking "1953" and inserting "1955", line 32 by striking "284,760.00" and inserting "385,088.00", line 44 by striking "9,750.00" and inserting "9,809.25", and line 54 by striking "and Budget Director".

LEGISLATIVE BILL 243. Replaced by substitute bill attached and placed on General File, and the substitute bill printed if authorized by the Legislature.

(Signed) Arthur Carmody, Chairman

GENERAL FILE

LEGISLATIVE BILL 239.

Mr. Williams moved that all the Standing Committee amendments and all other amendments to L. B. 239 be stricken.

The motion prevailed.

Bracketed until Monday, May 18, 1953.

LEGISLATIVE BILL 275. Bracketed until Monday, May 18, 1953.

MOTION—Reconsider Action on L. B. 9

Mr. President: I move that we reconsider our action in

indefinitely postponing L. B. 9 on February 25, 1953. (Signed)
D. J. Cole

The motion prevailed with 29 ayes, 6 nays and 8 not voting.

Unanimous Consent—Withdraw Motion

Mr. Williams asked unanimous consent to withdraw his motion to indefinitely postpone L. B. 9, found in the Legislative Journal for the Thirty-seventh Day. Consent was granted. Motion withdrawn.

MOTION—Place L. B. 9 on General File

Mr. President: I move that L. B. 9 be placed at the head of General File. (Signed) W. J. Williams

The motion prevailed with 29 ayes, 4 nays and 10 not voting.

LEGISLATIVE BILL 9. Bracketed until Monday, May 18, 1953.
LEGISLATIVE BILL 193. Read and considered.

Mr. Carpenter moved that the following amendments be adopted:

1. Amend page 3 of the bill by adding a new section immediately following section 1, to be known as section 2, and to read as follows:

"Sec. 2. That section 21-301, Revised Statutes of Nebraska, 1943, be amended to read as follows:

21-301. Each corporation organized under the laws of this state, for profit, shall make a report in writing to the Secretary of State, annually, on or before the first day of July, in such form as the Secretary of State may prescribe. The report shall be signed and sworn to before an officer authorized to administer oaths, by the president, vice-president, secretary, or general manager of the corporation, and forwarded to the Secretary of State."

2. Amend the bill by renumbering original sections 2, 3, and 4 as sections 3, 4, and 5, respectively.

3. Amend page 3 of the bill, renumbered section 3, line 4, by striking the words and punctuation", for profit, and" and inserting in lieu thereof the following: ", for profit,".

4. Amend pages 4, 5, and 6 of the bill, renumbered section 3, by striking lines 11 to 82 inclusive, and showing the same as stricken matter, and inserting in lieu thereof the following:

"of five dollars for every ten thousand dollars of paid-up capital stock of the corporation, or part thereof. The minimum annual".

5. Amend page 6 of the bill, renumbered section 4, line 3, by striking the following: "for profit," and showing the same as stricken matter.

6. Amend page 6 of the bill, renumbered section 5, line 5, by striking the words "for profit" and showing the same as stricken matter.

7. Amend the bill by striking original sections 5 and 6, and by renumbering original sections 7, 8, and 9 as sections 6, 7, and 8.

8. Amend page 10 of the bill, renumbered section 8, line 1, by inserting after the word "sections" the following: "21-301,"; line 2, by striking the figures and punctuation "21-307, 21-309,"; line 3, by striking the words "and also"; line 4, by inserting before the word "are" the following: "and also sections 21-307, 21-308, 21-309, and 21-321, Revised Statutes of Nebraska, 1943,".

9. Amend the title of the bill, line 2, by inserting after the word "sections" the following: "21-301," and by striking the figures and punctuation "21-307, 21-309,"; line 9, by striking the words "for profit"; line 12, by inserting before the word "to" the following: to change the schedule of occupation tax payable by corporations;" to strike all of the material starting with "to provide" in line 13 to "two dollars;" in line 17; and line 27, by inserting after the word "sections" the following: "and also sections 21-307, 21-308, 21-309, and 21-321, Revised Statutes of Nebraska, 1943".

Mr. Carpenter requested a record vote.

Voting in the affirmative, 8:

Bixler	Carpenter	Cole	Peterson
Carmody	Carson	Martin	Williams

Voting in the negative, 25:

Adams	Beaver	Brower	Coffey
Aufenkamp	Britt	Brown	Cramer

Diers	Larkin	McNutt	Pizer
Dooley	Lee	Marvel	Syas
Duis	Liebers	Moulton	Tvrdik
Fenske	McHenry	Nelson	Vogel
Kotouc			

Not voting, 10:

Anderson	Hill	Lillibridge	Shultz
Bridenbaugh	Hubka	Person	Wilson
Burney	Klaver		

The motion was lost and the Carpenter amendments were not adopted.

Mr. McNutt asked unanimous consent that L. B. 193 be withdrawn. Consent was granted. So ordered.

LEGISLATIVE BILL 371. Read.

Bracketed until Wednesday, May 20, 1953.

LEGISLATIVE BILL 401. Laid over.

LEGISLATIVE BILL 472. Read and considered.

Mr. Brower moved to indefinitely postpone.

Pending.

Mr. McNutt Presiding

MOTION—Reprint L. B. 243 as Amended

Mr. President: I request permission for the reprinting of L. B. 243 as amended. (Signed) Arthur Carmody

The request was granted.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 320. Correctly engrossed.

LEGISLATIVE BILL 572. Correctly engrossed.

LEGISLATIVE BILL 576. Correctly engrossed.

LEGISLATIVE BILL 579. Placed on Select File.

LEGISLATIVE BILL 564. Replaced on Select File as amended.

E and R amendment to L. B. 564:

1. In section 2, line 2, strike "of Nebraska" and in lieu thereof insert "Supplement".

LEGISLATIVE BILL 517. Placed on Select File as amended.

E and R amendments to L. B. 517:

1. In standing committee amendments 1 and 3, line 2 of amendment 1 and line 2 of amendment 3, after "Class" insert "I".

2. In section 1, line 15 after "for" insert "the" and in lines 16 and 17 strike "district, city, or village" and in lieu thereof insert "school district, city, or village".

3. In the bill title, line 10 after "districts;" insert "to clarify the restriction of the distribution of money received from such fund;".

LEGISLATIVE BILL 549. Placed on Select File as amended.

E and R amendments to L. B. 549:

1. In McNutt amendment 1, line 5 of original, after "certificate" insert "or petition"; and in line 11 of original, after "to" insert "the".

2. In McNutt amendment 2, line 5 of original, after "certificate" insert "or petition"; and in line 11 of original, after "to" insert "the".

3. In the bill title, lines 6 and 7 strike ", and the information required" and in lieu thereof insert "and that all such information required by this section"; and strike commencing with "the provisions" in line 9 to and including "fund" in line 12 and in lieu thereof insert "a provision prohibiting single contributions of over twenty-five dollars as prescribed; to provide where such statements shall be filed; to include the treasurers of other political committees among those required to make such statements".

4. Section 2, Line 26 strike the word "the" and the end of the line.

5. In the bill title, line 8, strike the word "to" and in lieu thereof insert "by".

LEGISLATIVE BILL 325. Placed on Select File as amended.

E and R amendments to L. B. 325:

1. In matter that is reinserted in line 3, insert a comma after "assessor", in section 1.

2. In the bill title, line 5 after "equalization" insert "in counties having a population of more than sixty thousand inhabitants"; in line 7 strike ", or their deputies"; in line 9 strike "and" and in line 10 after "section" insert "; and to declare an emergency".

(Signed) Joseph D. Martin, Chairman

Judiciary

LEGISLATIVE BILL 434. Placed on General File as amended.

Standing Committee amendments to L. B. 434:

1. Amend L. B. 434 by striking all material after the enactment clause and substituting in lieu thereof the following:

"Section 1. As used in this act, unless the context otherwise requires, advertise shall mean the publication or display of any advertisement through the medium of radio or television broadcasting, motion pictures, public address systems, newspapers, magazines, periodicals, circulars, pamphlets or other publications, or any sign or outdoor advertisement, or any other printed or graphic matter.

Section 2. No advertisement of alcoholic liquor, including beer, shall contain:

(1) Any statement, design, device, or representation which has pecuniary appeal to induce increased purchases of alcoholic liquor, including beer and stimulating the consumption thereof.

(2) Any statement of the price of such alcoholic liquor, including beer.

(3) No advertisement of alcoholic liquor, including beer, shall contain any illustration of or reference to a bank, bank deposit

book, money, or quotations such as "Saving", "Economy", "Better Buys", "Cut Rate", "Lowest Prices", "Attractive Prices", "Will Not be Undersold", "Cash and Carry", "Discounts", "Reduced Prices", "Today's Feature", "Moving", "Going Out of Business", "Reduction of Stock", or "Sale of Damages Stock", "School or College Athletics", or "Pay Checks", or similar illustrations or references in any form of advertising.

(4) Price advertising of merchandise is permitted within the premises so long as said price advertised merchandise is not located within six feet from the front window of said licensed premises.

(5) Notwithstanding the provisions hereof a manufacturer or licensed distributor may distribute price lists to licensed retailers.

(6) Any act which may be construed as a subterfuge in an effort to circumvent this rule shall be considered as a violation hereof and subject the licensee to the penalty provided herein.

Section 3. Any person, firm, or corporation advertising the price of any alcoholic liquor, including beer, in violation of this act shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than five hundred dollars. In addition to such fine, the violator thereof may be subject to have his license revoked or suspended by the Nebraska Liquor Control Commission."

2. Amend the bill by striking the title and inserting in lieu thereof the following:

"A BILL FOR AN ACT relating to liquors; to prohibit advertising the prices of alcoholic liquors, including beer; to define terms; and to provide penalties."

LEGISLATIVE BILL 413. Indefinitely postponed.

(Signed) Robert D. McNutt, Chairman

Member Excused

Mr. Carpenter was excused for Thursday, May 14, 1953.

Adjournment

At 4:32 p.m., on a motion by Mr. Duis, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, May 14, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Bridenbaugh and Carpenter, who were excused, Mr. Brower, who was excused because of illness, and Mr. Hubka, who was excused because of a death in the family.

The Journal for the Ninetieth Day was approved.

MOTION—Flowers

Mr. President: I move that the Clerk be instructed to send flowers to Senator Brower. (Signed) O. H. Person

The motion prevailed.

Invitations

Invitation from Mr. G. E. Bentz, Public Relations Manager, Nebraska Ordnance Plant, Wahoo, Nebraska, inviting the members of the Legislature to a tour of the Plant, refreshments and a dinner on May 26, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 404. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Wilson introduced his wife, Esther Wilson.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 116. With emergency.

A bill for an act to amend section 23-122, Revised Statutes Supplement, 1951, relating to counties; to provide that the publication of the county board proceedings of each annual, regular, or special meeting shall also include the amount of each claim allowed, the purpose of the claim, and the name of the claimant; to provide when such publication shall be made; to require the publication, in all counties having a population of not more than two hundred thousand inhabitants, of the prescribed proceedings except as otherwise provided; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Cole	Lee	Person
Anderson	Cramer	Liebers	Peterson
Bixler	Diers	Lillibridge	Pizer
Britt	Dooley	McHenry	Shultz
Brown	Duis	McNutt	Syas
Burney	Fenske	Martin	Tvrdik
Carmody	Hill	Marvel	Vogel
Carson	Klaver	Moulton	Williams
Coffey	Kotouc	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Aufenkamp	Bridenbaugh	Carpenter	Larkin
Beaver	Brower	Hubka	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 209.

A bill for an act to amend section 12-402, Revised Statutes of Nebraska, 1943, relating to cemeteries; to increase, from one mill to one and one half mills on the dollar as prescribed, the maximum amount of tax that may be levied in any city, having a population of less than twenty-five thousand inhabitants, or any village for the purpose of paying the cost of the care, management, improvement, beautifying, and welfare of cemeteries; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams	Coffey	Kotouc	Person
Anderson	Cole	Liebers	Peterson
Aufenkamp	Cramer	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Britt	Dooley	McNutt	Syas
Brown	Duis	Martin	Tvrdik
Burney	Fenske	Marvel	Vogel
Carmody	Hill	Moulton	Williams
Carson	Klaver	Nelson	Wilson

Voting in the negative, 0.

Not voting, 7:

Beaver	Brower	Hubka	Lee
Bridenbaugh	Carpenter	Larkin	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 324.

A bill for an act to amend section 23-816, Revised Statutes of Nebraska, 1943, relating to counties; to increase the annual license fee of road houses; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Coffey	Kotouc	Moulton
Aufenkamp	Cole	Larkin	Nelson
Beaver	Cramer	Liebers	Person
Bixler	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Klaver	Marvel	Wilson
Carson			

Voting in the negative, 5:

Adams	Peterson	Pizer	Williams
Diers			

Not voting, 5:

Bridenbaugh	Carpenter	Hubka	Lee
Brower			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 370.

A bill for an act to amend section 79-202, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that when illness or severe weather conditions make attendance impossible or impracticable the same shall constitute additional exceptions to the requirements of compulsory education as provided in section 79-201, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Anderson	Brown	Cole	Fenske
Aufenkamp	Burney	Cramer	Hill
Beaver	Carmody	Diers	Klaver
Bixler	Carson	Dooley	Kotouc
Britt	Coffey	Duis	Larkin

Liebers	Marvel	Peterson	Tvrdik
Lillibridge	Moulton	Pizer	Vogel
McHenry	Nelson	Shultz	Williams
McNutt	Person	Syas	Wilson
Martin			

Voting in the negative, 0.

Not voting, 6:

Adams	Brower	Hubka	Lee
Bridenbaugh	Carpenter		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 566. With emergency.

A bill for an act relating to civil defense; to create in the office of the Adjutant General a civil defense agency; to transfer to the office of the Adjutant General the administration of the provisions of sections 81-829.05 to 81-829.30, Revised Statutes Supplement, 1951; to provide that the provisions of this act shall not become operative until July 1, 1953, and until that date the sections amended or repealed by this act shall remain in full force and effect; to abolish the provisions for a Nebraska Advisory Defense Committee, their powers and duties; to provide who may administer oaths; to amend sections 81-829.15 and 81-829.28, Revised Statutes Supplement, 1951; to repeal the original sections, and also sections 81-825.01, 81-826.01, 81-828.01, and 81-829.03, Reissue Revised Statutes of Nebraska, 1943, and sections 81-827.01, 81-829.16, and 81-829.17, Revised Statutes Supplement, 1951; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Brown	Cramer	Klaver
Anderson	Burney	Diers	Kotouc
Aufenkamp	Carmody	Dooley	Larkin
Beaver	Carson	Duis	Lee
Bixler	Coffey	Fenske	Liebers
Britt	Cole	Hill	Lillibridge

McHenry	Moulton	Pizer	Tvrdik
McNutt	Nelson	Shultz	Vogel
Martin	Person	Syas	Wilson
Marvel	Peterson		

Voting in the negative, 0.

Not voting, 5:

Bridenbaugh	Carpenter	Hubka	Williams
Brower			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 349.

A bill for an act to amend section 49-208, Reissue Revised Statutes of Nebraska, 1943, relating to submission of proposals to amend the Constitution of Nebraska; to provide that the official ballots for voting upon such proposals shall be of a distinctive blue color and uniform size; to provide that variations in such size or color shall not impair the validity of such ballots; to provide the manner in which such official ballot shall be handed to the voter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Coffey	Kotouc	Moulton
Anderson	Cole	Larkin	Nelson
Aufenkamp	Cramer	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Klaver	Marvel	Wilson
Carson			

Voting in the negative, 0.

Not voting, 6:

Bridenbaugh	Carpenter	Person	Williams
Brower	Hubka		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 386.

A bill for an act to amend section 17-951, Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to increase, from one mill to two mills on the dollar as prescribed, the maximum amount that may be levied for recreation centers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Coffey	Kotouc	Moulton
Anderson	Cole	Larkin	Person
Aufenkamp	Cramer	Lee	Pizer
Beaver	Diers	Liebers	Shultz
Bixler	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Wilson
Carmody	Klaver	Marvel	

Voting in the negative, 3:

Carson	Nelson	Peterson
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Not voting, 5:

Bridenbaugh	Carpenter	Hubka	Williams
Brower			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Coffey introduced Dr. F. T. Daly of Cambridge, Nebraska.

SELECT FILE**LEGISLATIVE BILL 513.**

Mr. Martin asked unanimous consent that the following amendments be adopted:

Amend Standing Committee amendment to L. B. 513, page 2, section 1, lines 4 and 9 by striking "licensed motor vehicle dealer" and inserting "resident"; by striking "licensed motor vehicle dealer" in line 3 of the Standing Committee amendment and in line 10 and inserting "resident"; and amend the title to conform.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 575. E and R amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 579. Advanced to E and R for engrossment.

LEGISLATIVE BILL 564. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 517. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 549. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

Suspend Rules—Consider Bills

Mr. President: I move that the rules be suspended and we

consider the following bills on Select File at this time: L. B. 568, 585, 587, 225 and 325. (Signed) Herbert J. Duis

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 568. Advanced to E and R for engrossment.
LEGISLATIVE BILL 585. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 587. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 225. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 325. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Mr. Brown moved to strike the Standing Committee amendments.

Pending.

Mr. Fenske asked unanimous consent that L. B. 325 be laid over until this afternoon. Consent was granted and it was so ordered.

Visitors

Mr. Tvrdik introduced Mr. Roy Barwick, Principal, and eighteen students from Modale High School, Modale, Iowa; also one sponsor.

Mr. Wilson introduced Mr. and Mrs. Warren Holmes of McLain, Nebraska.

Mr. Lee introduced Miss Elna Hoenemann, Teacher, and eleven students from School District 3, Dodge County, Lone Tree, Nebraska; also five parents.

Mr. Kotouc introduced Mrs. Wilma Kline, Teacher, Mrs. Lee Glather, sponsor, and fourteen students from School District 105, Richardson County, Nebraska.

Mr. Moulton introduced Mrs. McMillan, Principal, Fred Rasmussen, Teacher, and twenty-seven students from Adams Public School, Omaha, Nebraska.

Mr. Tvrdik introduced Mrs. Lorraine Giles, Principal, Henry Giles, Teacher, and thirty-five students from South Lincoln Grade School, Omaha, Nebraska.

Mr. Tvrdik also introduced Miss Bess Larsen and James Cisar, Teachers, and thirty-three students from Edward Rosewater Grade School, Omaha, Nebraska.

Mr. Martin introduced Miss Marion Hayes, Principal, and fourteen students from School District 1, Grand Island, Nebraska; also four sponsors.

GENERAL FILE

LEGISLATIVE BILL 472. Laid over.

LEGISLATIVE BILL 401.

Mr. Coffey offered the following amendment, which was adopted:

Amend page 1, section 2, line 7 by striking the new material contained in the Committee amendments, and restoring the stricken material.

Mr. Burney offered the following amendments, which were adopted:

1. Amend page 1, Section 2, line 17 by inserting after the word "Nebraska" and before the Coffey amendment of May 11, the words ", drivers license fees".

2. Amend page 2 of the bill, Section 3, line 8, by striking the words ", drivers license fees", which were a part of the standing committee amendment Number 2.

Mr. Aufenkamp moved to indefinitely postpone L. B. 401.

The motion carried, and L. B. 401 was indefinitely postponed.

Member Excused

Mr. Pizer was excused for the remainder of the day.

Unanimous Consent—Consider L. B. 454

Mr. Marvel asked unanimous consent to consider L. B. 454 before L. B. 165. Consent was granted. So ordered.

LEGISLATIVE BILL 454. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Sixtieth Day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 165. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Sixtieth Day was adopted.

Mr. Marvel offered the following amendment, which was adopted:

Amend page 2 of the bill, section 2, line 8, by adding after the words "registration fee" and before the word "under" the following:

"or ad valorem taxes".

Standing Committee amendments 2 through 9 found in the Legislative Journal for the Sixtieth Day were adopted.

Mr. Marvel offered the following amendment, which was adopted:

Amend standing committee amendment numbered 9 by adding after the "," the following:

"on a pre-numbered statement form prescribed by the Auditor of Public Accounts,".

Mr. Marvel offered the following amendment, which was adopted:

Amend page 5 of the bill, section 6, by striking the new material in lines 27 to 31.

Standing Committee amendments 10 through 14 found in the Legislative Journal for the Sixtieth Day were adopted.

Mr. Marvel offered the following amendment, which was adopted:

Amend page 6 of the bill, section 8, line 8, by striking the words "Director of Motor Vehicles" and inserting in lieu thereof the words "Auditor of Public Accounts,".

Standing Committee amendments 15 and 16 found in the Legislative Journal for the Sixtieth Day were adopted.

Mr. Marvel offered the following amendment, which was adopted:

Amend standing committee amendment numbered 16 by striking "clerk as provided by section 23-135, and when audited and allowed a warrant shall be drawn upon the general fund for payment of the same", and insert in lieu thereof the following:

"Assessor upon a form prescribed by the Auditor of Public Accounts. The county assessor shall certify to the county treasurer the amount of tax refund for the number of full months remaining in the year and the taxing unit where the motor vehicle is registered. The county treasurer shall make payment to the claimant from the undistributed motor vehicle taxes of the taxing unit where the tax moneys were originally distributed."

Standing Committee amendments 17 through 22 found in the Legislative Journal for the Sixtieth Day were adopted.

Mr. Marvel offered the following amendment, which was adopted:

Amend page 7 of the bill, section 12, line 3, by adding after the words "January 1" and before the ",", the following:

"and not registered for operation on the highways".

Mr. Marvel moved that Standing Committee amendments 23 and 24 found in the Legislative Journal for the Sixtieth Day be rejected.

The motion prevailed and Standing Committee amendments 23 and 24 were rejected.

Standing Committee amendment 25 found in the Legislative Journal for the Sixtieth Day was adopted.

Announcement—Report of Chaplain

An announcement from Mr. Hansen was read, stating that Mr. Brower is in the St. Elizabeth Hospital in Lincoln and that he would be confined to his bed for at least three weeks. No visitors are permitted outside of his immediate family.

Visitors

Mr. Hill introduced Mr. and Mrs. Lake, Teachers, and fourteen students from School District 89, Gilead, Nebraska, and twenty students from Helvey Public School District 36; also Mr. Leslie Nairman and Mr. Edward Bulin, Members of the School Board.

Mr. Adams introduced Sister Martinelle, Sister Victoire, Sister Leora, Sister Norberta, Sister Marie Jane and thirty-five students from Sacred Heart School, Omaha, Nebraska.

Members Excused

Mr. Liebers was excused for one hour this afternoon.

Messrs. Duis and Carson were excused until Monday, May 18, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 14, 1953. at 10:00 a.m.:

L. B. 110
L. B. 354

L. B. 359

L. B. 379

LEGISLATIVE BILL 392. Correctly re-engrossed.

(Signed) Joseph D. Martin, Chairman

RECESS

At 11:59 a.m., on a motion by Mr. Syas, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Bridenbaugh, Brower, Carpenter, Carson, Duis, Pizer and Williams, who were excused.

Visitors

Mr. Britt introduced Miss Veerhusen, Teacher, and thirty-one students from Whittier Junior High School, Lincoln, Nebraska.

Mr. Adams introduced Sister Beda, Sister Caroline, Sister Anthony DePadua, Sister Gabrielle and Sister Mary Howard, Teachers, and twenty-four students from Holy Angels School, Omaha, Nebraska.

Mr. Person introduced Mrs. Dale Fadschild, Teacher, and nineteen students from School District 80, Butler County, Garrison, Nebraska; also six sponsors.

Mr. Moulton introduced Mrs. Louise Mandle and Mrs. Virginia Hoevet, Teachers, and fifty-eight students from School District 4, Ashland Park, Omaha, Nebraska; also nine parents.

Mr. Coffey introduced Mr. A. G. Hauserman from Alma, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 165.

Standing Committee amendment 26 found in the Legislative Journal for the Sixtieth Day was adopted.

Mr. Marvel moved that Standing Committee amendment 27 found in the Legislative Journal for the Sixtieth Day be rejected.

The motion prevailed and Standing Committee amendment 27 was rejected.

Mr. Marvel offered the following amendment, which was adopted:

Amend page 8 of the bill, by inserting a new section immediately after new section 18, to be known as section 19 and to read as follows:

"Sec. 19. If any section in this act, or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the remaining portions thereof."

Mr. Marvel moved that Standing Committee amendment 28 found in the Legislative Journal for the Sixtieth Day be rejected.

The motion prevailed and Standing Committee amendment 28 was rejected.

Mr. Burney moved to indefinitely postpone L. B. 165.

Mr. Lee asked unanimous consent that L. B. 165 be laid over until Tuesday, May 19, 1953, including the Burney motion. Consent was granted. So ordered.

Unanimous Consent—Consider L. B. 87

Mr. Hill asked unanimous consent to consider L. B. 87 at this time. Consent was granted. So ordered.

LEGISLATIVE BILL 87. Read and considered.

Mr. Lee moved that the Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day be rejected.

The motion prevailed and the Standing Committee amendments were rejected.

Mr. Hill offered the following amendments, which were adopted:

1. Amend page 2 of the bill, by adding a new section immediately following section 1, to read as follows:

"Sec. 2. That section 77-704, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-704. The tax upon intangible property in Classes "A" and "B," at two and one half and eight mills respectively, shall be in lieu of all other taxes thereon, and shall be due, delinquent and collectible at the same time as personal taxes. The amount collected in the various taxing districts of the state shall be apportioned, one-sixth to the state General Fund, one-sixth to the county general fund, one-third to the general fund of the city or village, and one-third to the general fund of the school district in which the property is assessable; *Provided*, if the property is not assessable within a city or village, two-thirds of the tax collected shall be apportioned to the general fund of the school district."

2. Amend page 2 of the bill, by striking section 2 and inserting in lieu thereof the following:

"Sec. 3. That original sections 77-703 and 77-704, Reissue Revised Statutes of Nebraska, 1943, are repealed."

3. Amend the title of the bill, line 2, by striking "section 77-703" and inserting "sections 77-703 and 77-704," and by striking the word "section" in line 5, and inserting the word "sections".

Mr. Lillibridge offered the following amendments, which were adopted with 22 ayes, 0 nays and 21 not voting:

Amend Section 77-701, Reissue Revised Statutes of Nebraska, 1943, to read as follows:

"77-701. Intangible property, other than notes secured by mortgages on real estate situated in this state and other than bonds of the United States, of this state or governmental subdivisions of this state, shall be separately classified, listed and taxed as follows:

(1) Class "A" shall consist of money, United States legal tender notes and other securities of the United States payable on demand, *book accounts*, savings accounts, all bank deposits, bills of exchange, checks and drafts.

(2) Class "B" shall include all other kinds of intangible property which is not included in Class "A"."

Renumber all sections and amend the title accordingly.

Mr. Larkin moved to indefinitely postpone L. B. 87.

The motion was lost.

Advanced to E and R for review.

SELECT FILE

LEGISLATIVE BILL 325.

Mr. Brown asked unanimous consent to withdraw his motion to strike the Standing Committee amendments, found in this day's Journal.

Consent was granted. Motion withdrawn.

Mr. Brown asked unanimous consent that the following amendments be adopted:

Strike Standing Committee amendments 1 and 2 and amendments thereto.

Amend the title to conform.

Mr. Klaver objected.

Mr. Brown moved that L. B. 325 be returned to General File for amendment.

The motion prevailed with 23 ayes, 1 nay and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 325.

Mr. Brown moved that his amendments found in this day's Journal be adopted.

The motion prevailed.

Mr. Adams moved to indefinitely postpone L. B. 325.

The motion was lost.

Mr. Tvrđik offered the following amendment, which was adopted:

Strike the emergency clause and amend the title to conform.

Advanced to E and R for review.

Communication

Telegram of farewell, addressed to the Legislature, from Grace Frey, former Page of the Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 109. Correctly engrossed.

LEGISLATIVE BILL 356. Correctly engrossed.

LEGISLATIVE BILL 564. Correctly engrossed.

LEGISLATIVE BILL 455. Placed on Select File as amended.

E and R amendments to L. B. 455:

1. Insert a comma in section 1, line 5 after "child"; and in lines 9 and 10 after "days"; in section 1, line 8, after "not" insert "(1)"; and in line 9 strike "or" and in lieu thereof insert ", or (2)".

2. In section 2, line 4 after "district" insert "(1)"; in lines 7 and 8 strike ". or" and in lieu thereof insert ", (2)"; line 11 strike "which" and in lieu thereof insert "(3) which".

3. In section 5, line 3 after the period insert "(1)"; in line 6 strike "(1)" and in lieu thereof insert "{1} (a)"; line 11, strike "(2)" and in lieu thereof insert "{2} (b)"; line 13 after the period insert "(2)"; also in line 13 after "instruction" insert ", referred to in subsection (1) of this section,"; line 21 after the period insert "(3)"; line 30 strike "All such contracts" and in lieu thereof insert "(4) All such the contracts, referred to in subsections (1), (2), and (3) of this section,"; at the end of line 30 insert "such"; line 33 strike "contract" and in lieu thereof insert "contract such contracts"; insert a comma in line 47 after "which" and in line 48 before "contracts".

4. In section 7, line 13, insert a comma after "cadeting"; and in line 14 after "equivalent" insert "thereof".

5. In section 8, line 3, after the period insert "(1)"; line 15 after the period insert "(2)"; line 15 insert a comma after "amount"; line 16 strike "they shall add" and in lieu thereof insert "they as referred to in subsection (1) of this section, the several county superintendents shall add (a)"; line 17 strike the last "and" and in lieu thereof insert "and (b) the"; line 19 strike "and also" and in lieu thereof insert ", and (c) also"; line 23 strike "This sum total" and in lieu thereof insert "(3) The This sum total, referred to in subsection (2) of this section,"; line 26 strike "(1)" and in lieu thereof insert "{1} (a)"; line 28 strike "(2)" and in lieu thereof insert "{2} (b)"; line 30 strike "(3)" and in lieu thereof insert "{3} (c)"; line 31 strike "(4)" and in lieu thereof insert "{4} (d)"; and in line 34 at the beginning of the line insert "(4)".

6. In section 9, line 3, strike "also".

7. In the bill title, at the end of line 14 insert "adequate".

LEGISLATIVE BILL 257. Placed on Select File as amended.

E and R amendments to L. B. 257:

1. In Syas amendment 1, line 3, insert a comma after "schedules".

2. In the bill title, line 6 before the semicolon insert "and days or times of such duty in the manner permitted or prescribed, on and after January 1, 1954; to give certain powers to the chief of such a fire department".

LEGISLATIVE BILL 447. Placed on Select File as amended.

E and R amendments to L. B. 447:

1. Strike standing committee amendments 1 and 2.

2. Insert a comma in section 1, line 5 after "representative"; line 6 after "licensee"; line 10 after "partnership"; line 11 after "distributing"; lines 14, 18, and 19 after "distributor"; line 16 after "distributing"; line 17 after "agent"; line 22 after "indirectly"; and line 23 after "officer".

3. In section 1, line 2, and section 2, line 2 after "1943," insert "as amended by section 2, Legislative Bill 567, Sixty-fifth Session, Nebraska State Legislature, 1953,"; in section 1, line 6 strike the comma after "money" and show as stricken matter; in line 7 strike the first comma and show as stricken matter; in line 10 after "from" insert "(a)"; in line 12 strike the first "or" and in lieu thereof insert "or (b)"; line 13 strike ", or" and in lieu thereof insert "*such manufacturer, distributor, or wholesaler, (c)*"; in line 18 strike the period and in lieu thereof insert ", except the provisions of this section shall not apply to manufacturers, distributors, and licensees of beer when sold in stadiums where professional baseball is played. (2)"; line 21 strike "such" and in lieu thereof insert "the"; also in line 21 after the second "credit" insert "referred to in subsection (1) of this section"; in line 23 after "licensee" insert ", except as provided by subsection (1) of this section"; lines 24 and 25 strike "*in whatever form*" and in lieu thereof insert ", of not to exceed ten cents each, in whatever form desired and"; line 25 strike "*purchaser*" and in lieu thereof insert "*persons receiving the same,*"; in line 27 strike "(2)" and in lieu thereof insert "(3)"; and in line 29 strike "subdivision (1)" and in lieu thereof insert "subsection (1) or (2)".

4. In the bill title, line 3 after "1943," insert "as amended by section 2, Legislative Bill 567, Sixty-fifth Session, Nebraska State Legislature, 1953,"; at the end of line 4 insert ", of not to exceed ten cents each, in whatever form desired and"; and in lines 5 and 6 strike "*purchaser*" and in lieu thereof insert "*persons receiving the same,*".

LEGISLATIVE BILL 373. Placed on Select File as amended.

E and R amendments to L. B. 373:

1. In Standing Committee amendments 5 and 6, line 2, before "71-122" insert "and"; in new section 7, line numbered 14 in the original Standing Committee amendment 1, after "embalming" insert a comma; and in line numbered 15, strike "and in" and in lieu thereof insert ", and in".

2. In section 1, of the bill, strike the quotation marks in lines 3, 4, 6, 9, 10, 15, and 18 and show as stricken; and in line 17, strike "12" and in lieu thereof insert "15".

3. In section 2, line 6, after first "or" insert "the".

4. In section 3, line 2, after the comma insert "as amended by section 2, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953,"; line 3, before "The" insert "(1)"; line 8, strike the stricken comma; line 9, before the last semicolon insert "and dental hygiene"; line 21, after the period insert "(2)"; line 22, after the comma insert "as set forth in subsection (1) of this section,"; line 23, after "by" insert "a"; and in the same line after "to" insert "him at"; line 24, after "licensee" insert a comma; line 25, after "pay" insert "the renewal fee"; line 26, after "notice" insert "in the same manner"; line 29, strike "and"; line 32, strike "; but" and in lieu thereof insert ", and"; line 33, strike ", including" and in lieu thereof insert "and"; line 35, strike "; *Provided, however, any*" and in lieu thereof insert ". (3) Any"; line 37, strike "herein provided" and in lieu thereof insert "provided in this section"; and in the same line after "upon" insert "the"; lines 38 and 39, strike ", and upon" and in lieu thereof insert "and the"; and in the same line before "renewal" insert "regular and additional".

5. In section 8, line 2, after the comma, insert "as amended by section 3, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953,"; line 7, after "embalming" insert ", veterinary medicine and surgery, optometry, pharmacy, barbering, dental hygiene,"; strike all of line 13, commencing with the semicolon and to and including "(6)" in line 25, and in lieu thereof insert ", except barbering, and for a license issued to practice dentistry when based upon a license by examination held by the National Board of Dental Examiners of the United States of America, twenty-five dollars, and for a license to practice pharmacy issued without an examination upon a license granted in another state, territory, or the District of Columbia, thirty dollars; (3)"; line 29, after "territory" insert a comma; line 33, strike "(7)" and in lieu thereof insert "(4)"; line 36, strike "{7} (8)" and in lieu thereof insert "{4} (5)"; line 39, before "medicine" insert "dental hygiene,"; line 40, strike "chiropractic,"; and in the same line after "embalming" insert a comma; line 41, strike "one dollar" and in lieu thereof insert "two dollars"; and in the same line after the semicolon and new insertion insert "chiropractic, three dollars; and" lines 41 and 42 strike ", three" and in lieu thereof insert "; five dollars; and barbering, five"; line 44, strike "{9} (9)" and in lieu thereof insert "{5} (6) for issuing a certificate to practice barbering, five dollars; (7)" and in line 46, strike "{9} (10) for" and in lieu thereof insert "{7} (8) for a".

6. In section 9, line 1, strike "6 to 11" and in lieu thereof insert "9 to 15"; line 10, after "reducing" and in line 15, after

"subjects" insert a comma; and in line 16, before the period insert ", are practiced".

7. In section 10, line 1, strike "6" and in lieu thereof insert "9".

8. In section 11, line 3, strike the comma.

9. In section 12, line 1, after "massage"; line 2, after "act"; line 17, after "management" insert a comma.

10. In section 13, line 7, strike "section 8" and in lieu thereof insert "subsection (4) of section 12".

11. In section 14, line 9, strike "8" and in lieu thereof insert "11".

12. In section 15, lines 3 and 7, strike "or" and in lieu thereof insert ", or the"; and in line 7, before "proper" insert "the".

13. In section 16, line 2, strike "71-110," and "and 71-162,"; and in line 3, before "are" insert "section 71-110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 71-162, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953,".

14. In the bill title, line 2, strike "71-110,"; line 3, strike "and 71-162,"; line 4, after the comma insert "section 71-110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 71-162, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953,"; lines 7 and 8, strike "such license" and in lieu thereof insert "the prescribed licenses"; line 12, strike "license" and in lieu thereof insert "registration"; and in line 16, before the semicolon insert "and those authorized to practice massage in any other state, territory, or the District of Columbia as prescribed".

LEGISLATIVE BILL 26. Placed on Select File as amended.

E and R amendments to L. B. 26:

1. In section 1, line 2, and section 2, line 2 after "1943," insert "as amended by section 1, Legislative Bill 7, Sixty-fifth

Session, Nebraska State Legislature, 1953,"; in line 7 of section 1, strike "then"; strike commencing with "Until" in line 10 to and including "in" in line 13 and in lieu thereof insert "In".

2. In the bill title, line 4 strike "8, Sixty-fourth (Extraordinary)" and in lieu thereof insert "7, Sixty-fifth"; and in line 5 strike "1952" and in lieu thereof insert "1953".

LEGISLATIVE BILL 116. Correctly enrolled.

LEGISLATIVE BILL 209. Correctly enrolled.

LEGISLATIVE BILL 324. Correctly enrolled.

LEGISLATIVE BILL 370. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 116

L. B. 324

L. B. 370

L. B. 209

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) Ralph W. Hill

The motion was lost.

Members Excused

Mr. Hubka was excused for Friday, May 15, 1953.

Mr. Kotouc was excused for the remainder of the afternoon.

GENERAL FILE

LEGISLATIVE BILL 357. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review.

Adjournment

At 4:46 p.m., on a motion by Mr. Peterson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Friday, May 15, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower, Carson, Hubka, Larkin and Williams, who were excused, Mr. Carpenter, who was excused until 10:30 a.m., and Mr. Duis who was excused until 11:30 a.m.

The Journal for the Ninety-first Day was approved as corrected.

Member Excused

Mr. Moulton was excused from 10:00 a.m., for the remainder of the day.

Communications

Letter from A. L. Miller, U. S. Representative, Washington, D. C., relative to L. R. 16. Referred to the Committee on Public Works.

Letter from M. E. Nelson of Omaha, Nebraska, relative to old age assistance. Referred to Committee on Labor and Public Welfare.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 203.

A bill for an act to amend section 16-697, Revised Statutes of Nebraska, 1943, relating to cities of the first class; to increase, from two mills to three mills on the dollar as prescribed, the maximum amount of the annual levy for the park fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Adams	Carmody	Kotouc	Moulton
Anderson	Coffey	Lee	Person
Aufenkamp	Cole	Liebers	Pizer
Beaver	Cramer	Lillibridge	Shultz
Bixler	Diers	McHenry	Syas
Bridenbaugh	Dooley	McNutt	Tvrdik
Britt	Fenske	Martin	Vogel
Brown	Hill	Marvel	Wilson
Burney	Klaver		

Voting in the negative, 2:

Nelson	Peterson
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Not voting, 7:

Brower	Carson	Hubka	Williams
Carpenter	Duis	Larkin	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 156. With emergency.

A bill for an act to amend section 60-328, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the fees collected at the ports of entry from nonresident owners who are engaged in hauling grain shall be remitted to the Department of Roads and Irrigation; to provide for disbursement of such fees; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Carmody	Kotouc	Nelson
Anderson	Coffey	Lee	Person
Aufenkamp	Cole	Liebers	Peterson
Beaver	Cramer	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Fenske	Martin	Tvrdik
Brown	Hill	Marvel	Vogel
Burney	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 7:

Brower	Carson	Hubka	Williams
Carpenter	Duis	Larkin	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 257. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment, with 22 ayes, 4 nays and 17 not voting.

LEGISLATIVE BILL 447. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 373. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 26. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

Suspend Rules—Consider L. B. 455

Mr. President: I move that the rules be suspended and we consider L. B. 455 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 455. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

VISITORS

Mr. Peterson introduced Mr. Amos Carlson, Member of the School Board, Mr. Ralph Clevenger, Teacher, and two students from Victory Hill High School, School District 67, Scotts Bluff County, Nebraska.

Mr. Adams introduced his wife.

Mr. Vogel introduced Mrs. Arthur Umscheid, Sponsor, Sister Magella, Sister Muriel and seventy-eight students from Cathedral School, Omaha, Nebraska.

Mr. Tvrdik introduced Miss Jalas, Principal, and twenty-nine students from Hawthorne School, Omaha, Nebraska; also two mothers.

Mr. Peterson introduced Mr. Jim Friesen, Coach, and two students from Burwell High School, Burwell, Nebraska.

Suspend Rules—L. B. 572

Mr. President: I move that the rules be suspended and we vote on L. B. 572 on Final Reading today. (Signed) Earl J. Lee

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

Unanimous Consent—Defer Final Reading

Mr. Burney asked unanimous consent to defer the reading of L. B. 572 on Final Reading until 11:00 a.m.

Consent was granted. So ordered.

Members Excused

Mr. Martin was excused for the remainder of the day.

Mr. Liebers was excused for Monday, Tuesday and Wednesday, May 18, 19 and 20, 1953.

Messrs. Hill and Brown were excused for Monday, May 18, 1953.

GENERAL FILE

LEGISLATIVE BILL 114. Consideration of Standing Committee amendments 1 and 2 found in the Legislative Journal for the Seventy-fourth Day.

Mr. Coffey moved that Standing Committee amendments 1 and 2 be adopted.

Mr. Bridenbaugh requested a record vote.

Voting in the affirmative, 21:

Adams	Carpenter	Kotouc	Marvel
Aufenkamp	Coffey	Liebers	Peterson
Beaver	Diers	Lillibridge	Shultz
Bixler	Fenske	McHenry	Syas
Brown	Hill	McNutt	Tvrdik
Carmody			

Voting in the negative, 5:

Bridenbaugh	Nelson	Person	Pizer
Dooley			

Not voting, 17:

Anderson	Cole	Klaver	Moulton
Britt	Cramer	Larkin	Vogel
Brower	Duis	Lee	Williams
Burney	Hubka	Martin	Wilson
Carson			

The motion prevailed, and Standing Committee amendments 1 and 2 were adopted.

Mr. Burney moved that the Enrollment and Review Committee correlate the provisions of Section 9 of L. B. 262 with Section 1 of Standing Committee amendment in L. B. 114.

The motion prevailed.

Mr. Carpenter offered the following amendment, which was adopted with 16 ayes, 7 nays and 20 not voting:

1. Amend original section 1, renumbered section 2, line 10 by striking "carrying capacity" and inserting "load", and line 11 by inserting "subsections (2) and (4) of" before the word "sec.".

Sections 2, 3 and 4 were read and considered.

Mr. Carpenter offered the following amendment, which was adopted:

1. Amend section 4 (renumbered section 5) of the bill, line 7 by inserting after the word "state" the following:

"; Provided that no motor truck, truck-tractor, or trailer carrying a load of livestock shall exceed the maximum load as provided by section 39-722 and the tolerance provided for by the provisions of subdivision (2) of section 39-723.03, but shall be exempt from excess of carrying capacity on any wheel, on any axle, or on a group of axles as provided by the provisions of section 39-722 and the tolerance provided by subsection (2) of section 39-723.03 when caused by a shifting of the weight of the livestock".

Sections 5, 6 and 7 were read and considered.

Standing Committee amendments 3 and 4 found in the Legislative Journal for the Seventy-fourth Day were adopted.

Mr. McNutt offered the following amendment, which was adopted:

Amend the title of the bill to conform to the amendments adopted.

Mr. Peterson asked unanimous consent that the bill be laid over until Tuesday, May 19, 1953.

Mr. Carpenter objected.

Mr. Coffey moved that L. B. 114 be bracketed until Tuesday, May 19, 1953.

The motion prevailed with 19 ayes, 3 nays and 21 not voting.

Unanimous Consent—Lay Over L. B. 572

Mr. Carpenter asked unanimous consent that L. B. 572 be laid over on final reading until Monday, May 18, 1953. Consent was granted. So ordered.

Unanimous Consent—Consider Bills

Mr. Carpenter asked unanimous consent that L. B. 434 and 531 be considered on General File at this time. Consent was granted. So ordered.

LEGISLATIVE BILL 434. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for review with 19 ayes, 5 nays and 19 not voting.

LEGISLATIVE BILL 531. Mr. Carpenter moved to indefinitely postpone.

The motion prevailed.

LEGISLATIVE BILL 479. Laid over.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 15, 1953, at 10:00 a.m.:

L. B. 116
L. B. 209

L. B. 324

L. B. 370

LEGISLATIVE BILL 349. Correctly enrolled.
LEGISLATIVE BILL 386. Correctly enrolled.
LEGISLATIVE BILL 566. Correctly enrolled.
LEGISLATIVE BILL 283. Correctly engrossed.
LEGISLATIVE BILL 318. Correctly engrossed.
LEGISLATIVE BILL 478. Correctly engrossed.
LEGISLATIVE BILL 501. Correctly engrossed.
LEGISLATIVE BILL 575. Correctly engrossed.
LEGISLATIVE BILL 358. Placed on Select File as amended.

E and R amendment to L. B. 358:

1. In section 1, line 3, after the period insert "(1)"; line 8 strike "(1)" and in lieu thereof insert "{1} (a)"; strike all of line 9 and in lieu thereof insert "{2} (b) language; {3} (c) spelling; {4} (d) penmanship; {5} (e) social"; line 10 strike "(6)" and in lieu thereof insert "{6} (f)"; also line 10 strike "(7)" and in lieu thereof insert "{7} (g)"; line 11 strike "(8)" and in lieu thereof insert "{8} (h)"; line 12 strike "(9)" and in lieu thereof insert "{9} (i)"; also in line 12 after the period insert "(2)"; line 13 strike "this course of study" and in lieu thereof insert "*this the course of study , referred to in subsection (1) of this section,*"; line 27 after the period insert "(3)"; line 28 strike "such examinations" and in lieu thereof insert "*such the examinations provided for by subsection (2) of this section*"; line 37 after the period insert "(4)"; line 38 strike "in" and in lieu thereof insert "*for in subsection (2) of*" line 39 after "counties" insert "(a)"; and in line 40 strike ", or in those counties" and in lieu thereof insert "or (b)".

LEGISLATIVE BILL 378. Placed on Select File as amended.

E and R amendments to L. B. 378:

1. In section 2, page 2, line 5 strike ", and" and in lieu thereof insert "*, and ; (2)*"; line 8 strike ", and" and in lieu thereof insert "*, and ; (3) to hold*"; line 12 strike "(2) to sell and" and in lieu thereof insert "{2} (4) to sell and ,"; strike the comma in line 12 after "lease" and show as stricken matter; line 13 strike "(3)" and insert "(5)"; line 16 strike "(4)" and in lieu thereof insert "(6)".

2. In section 3, line 19 after "expense" insert "*to be paid*"; and in lines 23 and 27 after "and" insert "*remain*".

LEGISLATIVE BILL 578. Placed on Select File as amended.

E and R amendments to L. B. 578:

1. In section 3, page 3, line 1, strike "This" and in lieu thereof insert "That"; line 23 strike "prorations" and in lieu thereof insert "proration prorations", it is o.k. in printed bill; and in line 26 insert a comma after "tion".

2. In the bill title, line 10, after "tax" insert "; to provide for including marital deductions in arriving at the value of the net estate of a decedent as prescribed".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 349

L. B. 386

L. B. 566

Members Excused

Mr. Wilson was excused for the remainder of the day.

Mr. Adams was excused for Monday, May 18, 1953.

Visitors

Mr. Adams introduced Mrs. Laura Heacock, Principal, Miss Clara Weyrich, Teacher, and thirty-one students from the Howard Kennedy School, Omaha, Nebraska.

Mr. Coffey introduced Mr. and Mrs. Floyd Burkey and their son and three daughters, from Bartley, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 170. Laid over.

Speaker Tvrdik Presiding

Mr. Burney Presiding

LEGISLATIVE BILL 538. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for review.

Adjournment

At 12:06 p.m., on a motion by Mr. Lillibridge, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Monday, May 18, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Brower, Brown and Liebers, who were excused.

The Journal for the Ninety-second Day was approved.

Communications

Letter from Mayor Glenn Cunningham, Omaha, Nebraska, opposing the omnibus tax bill. Referred to Committee on Revenue.

Approved by the Governor

May 15, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 15, 1953, he approved L. B. 110, 354, 359, and 379.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

May 16, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 15, 1953, he approved L. B. 116, 209, 324, and 370.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 156. Correctly enrolled.
LEGISLATIVE BILL 203. Correctly enrolled.
LEGISLATIVE BILL 225. Correctly engrossed.
LEGISLATIVE BILL 517. Correctly engrossed.
LEGISLATIVE BILL 568. Correctly engrossed.
LEGISLATIVE BILL 585. Correctly engrossed.
LEGISLATIVE BILL 587. Correctly engrossed.
LEGISLATIVE BILL 391. Correctly re-engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 156

L. B. 203

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 320.

A bill for an act to amend section 8-303, Revised Statutes Supplement, 1951, relating to building and loan associations; to

change the amount of stock any person may hold in building and loan associations; to provide that shares which were within such limits when issued may continue to be lawfully held irrespective of shrinkage in the assets of the association; to change the amount of stock borrowing members may hold in associations having various amounts of assets; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Lillibridge	Pizer
Bixler	Cramer	McHenry	Shultz
Bridenbaugh	Diers	McNutt	Syas
Britt	Dooley	Martin	Vogel
Burney	Duis	Marvel	Williams
Carmody	Fenske	Moulton	Wilson
Carpenter	Hill	Nelson	

Voting in the negative, 0.

Not voting, 8:

Adams	Brown	Larkin	Liebers
Brower	Hubka	Lee	Tvrdik

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 572. With emergency.

A bill for an act to provide for applications and permits for the diversion or storage of water in Nebraska for use in any adjoining state; to provide for reciprocal rights thereunder for use of water in an adjoining state when specifically authorized by the Legislature and such state grants reciprocal rights for the use of water in Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Anderson	Carson	Hubka	Nelson
Aufenkamp	Coffey	Klaver	Person
Beaver	Cole	Kotouc	Peterson
Bixler	Cramer	Lillibridge	Pizer
Bridenbaugh	Diers	McHenry	Shultz
Britt	Dooley	McNutt	Syas
Burney	Duis	Martin	Vogel
Carmody	Fenske	Marvel	Williams
Carpenter	Hill	Moulton	Wilson

Voting in the negative, 0.

Not voting, 7:

Adams	Brown	Lee	Tvrdik
Brower	Larkin	Liebers	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 576. With emergency.

A bill for an act to amend section 53-112, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the maximum salary which may be paid to the members of the Liquor Control Commission; to provide when such increase may become effective; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Mr. Hill requested a Call of the House.

A Call of the House was ordered and showed 38 members present.

Mr. Kotouc moved that the Call be raised, which prevailed with 33 ayes, 0 nays and 10 not voting.

Voting in the affirmative, 23:

Beaver	Burney	Carpenter	Diers
Bixler	Carmody	Cramer	Dooley

Duis	Martin	Pizer	Vogel
Hill	Marvel	Shultz	Williams
Klaver	Moulton	Syas	Wilson
McNutt	Peterson	Tvrdik	

Voting in the negative, 12:

Anderson	Britt	Cole	McHenry
Aufenkamp	Carson	Fenske	Nelson
Bridenbaugh	Coffey	Kotouc	Person

Not voting, 8:

Adams	Brown	Larkin	Liebers
Brower	Hubka	Lee	Lillibridge

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Whereupon the President stated: "Shall the bill pass with the emergency clause stricken?"

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Carpenter moved that the Call be raised, which prevailed with 36 ayes, 0 nays and 7 not voting.

Voting in the affirmative, 24:

Beaver	Diers	McNutt	Shultz
Bixler	Dooley	Martin	Syas
Burney	Duis	Marvel	Tvrdik
Carmody	Hill	Moulton	Vogel
Carpenter	Klaver	Peterson	Williams
Cramer	Lillibridge	Pizer	Wilson

Voting in the negative, 13:

Anderson	Carson	Fenske	McHenry
Aufenkamp	Coffey	Kotouc	Nelson
Bridenbaugh	Cole	Lee	Person
Britt			

Not voting, 6:

Adams	Brown	Larkin	Liebers
Brower	Hubka		

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Unanimous Consent—Executive Sessions

Mr. Carson asked unanimous consent that the Committee on Public Works hold an executive session at 1:30 p.m. today. Consent was granted.

Mr. Vogel asked unanimous consent that the Committee on Revenue hold an executive session at 1:30 p.m. today. Consent was granted.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 320 and L. B. 572. (Signed) Earl J. Lee, Charles F. Tvrdik

SELECT FILE

LEGISLATIVE BILL 358. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 378. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 578. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Hubka introduced Mr. Leo Jeambey, Teacher, and eight students from the Presbyterian Sunday School, Adams, Nebraska.

Message From The Governor

May 18, 1953

**TO THE PRESIDENT, SPEAKER AND MEMBERS OF THE
LEGISLATURE:**

On May 9, the City of Hebron was the victim of a tornado. After weighing all of the reports, it is my considered opinion that no community has ever suffered a worse catastrophe in the history of our state. Their schools, public and private, are destroyed. Similarly, their public buildings, their churches and many of their business establishments and homes are either in ruins or will require extensive repairs. Their municipal light and power system, which had just been cleared of debt, must be largely rebuilt. In proportion to population and valuation, it is likely that the disaster is more complete than at Waco, Texas. Many were injured; the death toll stands now at three.

Notwithstanding the bewildering suddenness of this tragedy, the fine people of this community have rallied in a magnificent manner. One would look far to find a more inspiring example of cooperative self-help. In addition much voluntary assistance has poured into Hebron from other kind-hearted Nebraskans, and several departments of state government helped in the immediate crisis.

The people of Hebron have shown little disposition to seek money from the federal or state governments. However, it has become apparent that the tax burden will be crushing if it must be shouldered entirely by the local taxpayers.

I am suggesting that this Legislature extend financial assistance to the school district in which Hebron is located. Its present bonded indebtedness is \$185,000. The cost of rebuilding the high school will be in excess of \$150,000, possibly as much as \$190,000. I am informed that there will be \$90,000 from insurance. If the state appropriates \$60,000 to help on the building cost, it will still be necessary for the taxpayers to provide the furnishings and supplies and the balance of the building costs above \$150,000. The

attached bill is being introduced at my request and with my recommendation.

Dated this 18th day of May, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 589. By Ralph W. Hill of Thayer, by request of the Governor.

A bill for an act to appropriate the sum of sixty thousand dollars out of the General Fund of the state for the purpose of assisting school district No. 7 of Thayer County, Nebraska, for the purpose of assisting such school district in rebuilding the school building in such district; and to declare an emergency.

Suspend Rules—Refer L. B. 589

Mr. President: I move that the rules be suspended and L. B. 589 be referred to a standing committee. (Signed) C. C. Lillibridge

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Bills Referred to Standing Committee

L. B. Committee

589..... Budget

RESOLUTIONS

LEGISLATIVE RESOLUTION 25. Re: Committee To Study Motor Vehicle Operator's Laws.

Introduced by Dwight W. Burney of Cedar, Tom Coffey of Harlan and A. A. Fenske of Cheyenne.

WHEREAS, motor vehicle operator's licenses are now renewed without re-examination, and

WHEREAS, some operator's licenses are renewed to persons whose physical disabilities have increased since the original license was issued, and

WHEREAS, because of defects in sight, age, and physical disabilities a re-examination at the time of such renewal might result in a refusal to renew such license.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a comprehensive and detailed study of the motor vehicle operator's laws of the other states and accident reports of Nebraska, and report to the next regular session of the Legislature its recommendation as to whether re-examination is desirable and if so to what extent re-examination should be required.

Visitors

Mr. Marvel introduced Mr. Harold Bergt, Teacher, Rev. David Kreitzer, and twenty-five students from the Hastings Lutheran Parochial School, Hastings, Nebraska.

Mr. Moulton introduced Mr. Sam Sollenberger, Teacher, and twenty-four students from Mt. View School, Omaha, Nebraska; also four sponsors.

GENERAL FILE

MOTION—Read L. B. 577

Mr. President: I move that L. B. 577 be read tonight at 7:30. (Signed) Karl E. Vogel

The motion lost with 9 ayes, 17 nays and 17 not voting.

Unanimous Consent—L. B. 577

Mr. Lee asked unanimous consent that only the new and stricken matter of L. B. 577 be read. No objections. So ordered.

LEGISLATIVE BILL 577. Section 1. Read and considered.

Standing Committee amendment 1 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Section 2. Read and considered.

Mr. Lee offered the following amendment, which was adopted:

Amend L. B. 577 by striking Section 2 and renumbering subsequent sections and amend the title accordingly.

Sections 3 through 6. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 6 of the bill, line 31 by inserting after the word "purpose" the following:

"; and provided further, that where the qualified electors of such city at any general state or city election have by a majority of those voting in the election voted in favor of increasing such maximum mill levy to two mills on the dollar of the valuation of the taxable property within such city, and when in any year the total assessed valuation of such city is less than the total valuation used as the basis for taxation in such city in 1952, the board of regents may fix a levy sufficient to produce as much total revenue as was produced by the 1952 levy".

Section 7. Read and considered.

Mr. Burney moved that Standing Committee amendments 2 and 3 found in the Legislative Journal for the Seventy-sixth Day be rejected.

The motion prevailed, and Standing Committee amendments 2 and 3 were rejected.

Sections 8 through 12. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 12 of the bill, line 8 by striking "on" and inserting "on of".

Mr. McNutt moved that Section 13 be stricken and the subsequent sections be renumbered accordingly and the title be amended accordingly.

The motion prevailed, and Section 13 was stricken.

Section 14. Read and considered.

Standing Committee amendment 4 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. Burney Presiding

Sections 15 and 16. Read and considered.

Standing Committee amendment 5 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Sections 17 through 20. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 20 of the bill, line 28 by striking "eighteen" and inserting "~~sixteen~~ twenty-five".

Sections 21 through 25. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 25 of the bill, line 8 by striking "from" and inserting "from for".

Mr. Lee moved that Section 26 be stricken, the subsequent sections be renumbered accordingly and the title be amended accordingly.

The motion prevailed, and Section 26 was stricken.

Sections 27 through 41. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 41 of the bill, line 49 by striking "assessed" and inserting "assessed actual".

Section 42. Read and considered.

Mr. Vogel offered the following amendment, which was adopted:

Amend original section 42 of the bill, by striking lines 5 and 6 and inserting "exceed the rate of fifty cents *per on every* one hundred dollars *dollars of the actual valuation value of all the taxable*".

Sections 43 through 58. Read and considered.

Mr. Vogel offered the following amendments, which were adopted:

Amend original section 58 of the bill, by striking the word "actual" in line 12 and by striking line 13 and inserting in lieu thereof "actual valuation assessed *value* of all the taxable property *in such district*, except intangible".

Amend the title to conform.

Sections 59 through 61. Read and considered.

Standing Committee amendment 6 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Section 62. Read and considered.

Mr. McNutt offered the following amendment, which was adopted:

Amend Section 62, Page 46, Line 4, by striking the word "on" preceding the word "mill" and inserting "one" in lieu thereof.

Sections 63 through 74. Read and considered.

Standing Committee amendment 7 found in the Legislative Journal for the Seventy-sixth Day was adopted.

Mr. McNutt moved that Standing Committee amendment 8 found in the Legislative Journal for the Seventy-sixth Day be rejected.

The motion prevailed, and Standing Committee amendment 8 was rejected.

Suspend Rules—Hold Hearing

Mr. President: I move that the rules be suspended and the Budget Committee be allowed to hold a public hearing on L. B. 589,

on Wednesday, May 20, 1953, at 1:30 p.m. (Signed) Arthur Carmody, Chairman

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Notice of Committee Hearings

Budget

L. B. 589 Wednesday, May 20, 1953

1:30 p.m.

Presentation of Flag

Mr. Diers asked that five minutes' time be allowed him this afternoon about 3:00 p.m., for the purpose of presenting to the basketball team from Seward, Nebraska, High School, the state flag which they will present to the Seward, Alaska, High School basketball team.

No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 18, 1953, at 10:00 a.m.:

L. B. 566

L. B. 386

L. B. 349

LEGISLATIVE BILL 96. Placed on Select File as amended.

E and R amendments to L. B. 96:

1. In section 1, line 8, after "funds" insert a comma.

2. In the bill title, line 5 strike "Legislature shall provide for appointing the "; and in line 6 after "Funds" insert "shall be appointed by the Governor with such qualifications and for such terms and compensation as the Legislature may provide".

LEGISLATIVE BILL 108. Placed on Select File as amended.

E and R amendments to L. B. 108:

1. In section 1, page 3, line 35, after "in" insert "the"; line 38 strike "then"; line 52 strike "residing" and in lieu thereof insert "reside"; line 58 strike the period and in lieu thereof insert ","; line 64 insert a comma after "alien"; line 83 after the semicolon insert "and"; line 92 strike "become" and in lieu thereof insert "hereafter become,"; line 102 insert a comma after "pavements"; insert a comma in line 128 after "service", and in line 129 after "for", line 146 after "metallurgical", line 152 after "improvements", and line 183 after "indebtedness"; in line 139 after the semicolon insert "and"; line 176 after the semicolon insert "and"; and in line 183 strike the first "and" and in lieu thereof insert "and ,".

2. In the bill title, line 6 strike "a five year period" and in lieu thereof insert "the times prescribed"; line 7 after "submitting" insert "or resubmitting" and in line 8 after the semicolon insert "to provide within what times such election shall be held or reheld and the circumstances requiring such an election;".

LEGISLATIVE BILL 247. Placed on Select File as amended.

E and R amendment to L. B. 247:

1. In line 8 of standing committee amendment 1, (original amendments) strike "; neither shall any" and in lieu thereof insert "; neither shall any . No"; in line 9 after "surveyor" insert "shall"; in line 19 strike the two "or"; line 20 after "such" insert "a"; and in line 24 after "if" insert "such a person is"; and in line 25 after the comma insert "he".

LEGISLATIVE BILL 357. Placed on Select File as amended.

E and R amendments to L. B. 357:

1. In line 9 of standing committee amendment 4, insert a comma after "relocated".

2. In section 1, line 3 insert a comma after "street"; in section 3, line 11 insert a comma after "nature".

3. In the bill title, line 8 after "state" insert "highway".

LEGISLATIVE BILL 420. Placed on Select File as amended.

E and R amendments to L. B. 420:

1. In section 1, page 2, line 3 after the period insert "(1)"; at the beginning of line 8 insert "(2)"; and at the end of line 8 insert "*at such a special election, as provided for in subsection (1) of this section,*"; line 10 strike "*, and no*" and in lieu thereof insert "*. No*"; line 18 strike "*primary*" and in lieu thereof insert "*special primary election*"; line 19 strike "*in*" and in lieu thereof insert "*for at*"; at the beginning of line 22 insert "(3)"; and in line 27 after the period insert "(4)".

2. In the bill title, line 4 strike "the" before "vacancy" and in lieu thereof insert "a".

LEGISLATIVE BILL 544. Placed on Select File as amended.

E and R amendments to L. B. 544:

1. In section 1, line 3, after the period insert "(1)", also in line 3 strike the quotation marks and show as stricken matter; line 11 after the period insert "(2)"; line 16 strike ". Every minor" and in lieu thereof insert "*, as referred to in subsection (1) of this section. (3) Every minor , who is*"; line 17 after "right" insert a comma; line 21 after the period insert "(4)"; line 23 strike "(1)" and in lieu thereof insert "{1} (a)"; also in line 23 strike "(2)" and in lieu thereof insert "{2} (b)".

2. In section 2, line 5 strike "*, or*" and in lieu thereof insert "*, or ,*"; and strike commencing with "*Old*" to and including the period in line 21.

3. In section 3, line 5 strike "*, or*" and in lieu thereof insert "*, or ,*"; and strike commencing with "*Blind*" in line 15 to and including the period in line 21.

LEGISLATIVE BILL 569. Placed on Select File as amended.

E and R amendment to L. B. 569:

1. In the bill title, line 9, strike the second word "and"; and in line 10 strike "thereof" and in lieu thereof insert "of such proposed amendment if adopted; to provide that the Governor, if such amendment is adopted, shall make a proclamation thereof as prescribed".

LEGISLATIVE BILL 507. Placed on Select File as amended.

E and R amendments to L. B. 507:

1. In Standing Committee amendment 1, line 3 in original, after the newly inserted word "board" insert "or boards, if more than one county is involved as provided in subsection (4) of this section".

2. In the bill, section 1, line 2, before the first comma insert "Supplement"; line 3, before "Not" insert "(1)"; line 4, before "receipt"; line 6, before "adoption" and in line 19, before "adjustment" insert "the"; line 10, strike "Notice of such election" and in lieu thereof insert "(2) Notice of such the election, provided for by subsection (1) of this section,"; line 14, strike "(1)" and in lieu thereof insert "(1) (a)"; line 17, strike "(2)" and in lieu thereof insert "(2) (b)"; line 18, strike "(3)" and in lieu thereof insert "(3) (c)"; line 38, before "All" insert "(3)"; in the same line strike "election" and in lieu thereof insert "special election, referred to in subsection (1) of this section,"; line 45, after "which" insert "shall"; line 46, after the period insert "(4)"; line 48, strike "then"; line 59, strike "In such elections" and in lieu thereof insert "(5) In such election any election held as is provided for in this section"; line 67, after the period insert "(6)"; in the same line before "shall" insert ", referred to in subsection (1) of this section, at the special election, required by subsection (1) of this section,".

3. In the bill title, line 7, after "for" insert "the division of the"; in the same line after "of" insert "holding such an"; and in line 9, after the semicolon insert "to provide the vote necessary to adopt the plan of reorganization;".

LEGISLATIVE BILL 155. Placed on Select File as amended.

E and R amendment to L. B. 155:

1. In the bill, section 1, line 3, after the period insert "(1)"; line 4, after "all" insert "the"; line 8, after "records" insert a comma; strike the quotation marks in lines 10 and 12; line 17, after the period insert "(2)"; line 18, after "voter" insert ", as provided for by subsection (1) of this section,"; line 28, after the period insert "(3)"; in the same line before "commissioner" insert "election"; line 31, after the comma insert "as required by subsection (1) or (2) of this section,"; line 34, after "during" insert "the";

line 37, strike "The" and in lieu thereof insert "(4) *In addition to his office, the* The"; and in line 38, strike "further" and show as stricken.

LEGISLATIVE BILL 105. Placed on Select File as amended.

E and R amendment to L. B. 105:

1. In the bill, section 1, line 3, after the period insert "(1)"; line 12, after the period, insert "(2)"; line 13, before "shall" insert "*, as referred to in subsection (1) of this section,*"; line 14, strike the comma and show as stricken; in the same line after "file" and in line 15, after "election" insert a comma; line 31, original bill, before "19" insert a comma; line 36, strike "*, and shall*" and in lieu thereof insert "*, and shall*"; line 38, strike the comma and show as stricken; line 39, after "which" insert "*re-*ceipt"; line 40, after "officer" and after "election" insert a comma; line 41 after the period insert "(3)"; in the same line after "petition" insert "*, required by subsection (2) of this section,*".

LEGISLATIVE BILL 161. Placed on Select File as amended.

E and R amendment to L. B. 161:

1. In the bill, section 1, line 29, after "Legislature" insert a comma.

LEGISLATIVE BILL 511. Placed on Select File as amended.

E and R amendments to L. B. 511:

1. In section 1, strike commencing with "In" in line 3 to and including "employed" in line 5, and amendments thereto, and in lieu thereof insert "In metropolitan cities and cities of the primary, and first classes no (1) No female person shall be employed (a)"; lines 6 and 7 strike "in any office in this state, or" and in lieu thereof insert "*in any office in any metropolitan, primary, or first class city in this state or (b)*"; line 8 strike the comma and in lieu thereof insert "*within this state, for*"; line 10 after "female" insert "*person*"; lines 14 and 15 strike "*; Provided, that the provisions*" and in lieu thereof insert "*except as permitted under subsection (2) of this section ; Provided, that the* . (2) The provisions of subsection (1)"; lines 16 and 17 strike "*; and provided, further, any female*" and in lieu thereof insert "*; and provided, further, any . Any female person*"; insert a

comma in line 18 after "hotel", line 23 after "ployed", line 24 after "time", and line 28 after "health"; line 21 strike "; and in" and in lieu thereof insert "; and in . In"; line 22 after "female" insert "person"; line 26 after the period insert "(3)"; line 27 before "only" insert "*or permits, authorized by subsection (2) of this section,*"; and strike line 30 and in lieu thereof insert "*by such an employer requesting such a permit or permits.*"

2. In the bill title, line 4 after "female" insert "person"; lines 5 and 6 strike "of twenty-five or more people"; and in line 7 after "week" insert ", except as prescribed; to prohibit the employment of such female persons by any employer of twenty-five or more people within the state for more than nine hours during any one day or more than fifty-four hours in any one week, except as prescribed; to restrict the hours of the day that such a female person may work; to provide that the Commissioner of Labor shall issue permits, for the purposes prescribed, only after careful investigation as set forth".

LEGISLATIVE BILL 98. Replaced on Select File as amended.

E and R amendment to L. B. 98:

1. In section 3, line 3, strike "of Nebraska, 1943" and in lieu thereof insert "Supplement, 1951"; and in the last line of the title strike "1943" and in lieu thereof insert "1951".

LEGISLATIVE BILL 542. Placed on Select File as amended.

E and R amendments to L. B. 542:

1. In the bill, section 1, line 6, after "brothers" and line 10, after "sister" insert a comma; line 10, after "directed" insert "to do so"; line 15, after "care" insert "*for such poor person*"; line 18, strike "they" and in lieu thereof insert "*they such relatives*"; in the same line after "refuse" insert "*to pay*"; line 20, after "poor" insert "*as*"; line 24, strike "Such" and in lieu thereof insert "*Such Any such*"; in the same line after "person" and in line 25, after "relative" insert a comma.

2. In the bill title, line 4, strike "amount persons" and in lieu thereof insert "maximum amount per week which persons,"; line 6, strike "or" and in lieu thereof insert a comma; line 7, insert a comma after "sister" and also after "brother".

LEGISLATIVE BILL 325. Replaced on Select File as amended.

E and R amendment to L. B. 325:

1. Strike all enrollment and review amendments except the one to the title in line 7 of the title.

LEGISLATIVE BILL 549. Replaced on Select File as amended.

E and R amendment to L. B. 549:

1. In the bill title, line 12 before the word "sections" insert the word "original".

LEGISLATIVE BILL 543. Placed on Select File as amended.

E and R amendments to L. B. 543:

1. The committee on Enrollment and Review will correlate section 1 of this bill with section 2 of Legislative Bill 391, if L. B. 391 passes and is approved by the Governor, otherwise in line 3 and line 8 after "surgical" insert a comma.

2. At the end of line 7, insert the word "such".

LEGISLATIVE BILL 580. Placed on Select File as amended.

E and R amendments to L. B. 580:

1. In section 1, line 2 insert a comma after "Compact"; and insert a comma in line 3 after "Nebraska".

2. In the bill title, line 4 strike "duties for" and in lieu thereof insert "the prescribed duties of" and in line 5 after "provide" insert "the".

(Signed) Joseph D. Martin, Chairman

RECESS

At 12:00 noon, on a motion by Mr. Dooley, the Legislature recessed until 2:30 p.m.

AFTER RECESS

The Legislature reconvened at 2:31 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Adams, Brower, Brown, Liebers and Williams, who were excused.

GENERAL FILE

LEGISLATIVE BILL 577.

Section 75. Read and considered.

Mr. McNutt moved that Sections 76, 77 and 78 be stricken, the succeeding sections renumbered accordingly and the title amended to conform.

The motion prevailed, and Sections 76, 77 and 78 were stricken.

Sections 79 through 85. Read and considered.

Mr. Burney offered the following amendment, which was adopted:

Amend Section 85, Line 7 by striking "boted" and inserting "voted" in lieu thereof.

Sections 86 through 89. Read and considered.

Mr. McNutt moved that Sections 90 and 91 be stricken, the succeeding sections renumbered accordingly and the title amended to conform.

The motion prevailed, and Sections 90 and 91 were stricken.

Sections 92 through 95. Read and considered.

Mr. McNutt moved that Section 96 be amended to correspond with the amendments which have been adopted and the title amended accordingly.

The motion prevailed.

Mr. McNutt moved that Standing Committee amendments 9 and 10 found in the Legislative Journal for the Seventy-sixth Day be rejected.

The motion prevailed, and Standing Committee amendments 9 and 10 were rejected.

Section 97. Read and considered.

Advanced to E and R for review.

Presentation of State Flag

Speaker Tvrdik, Mr. Diers and Mr. Lee escorted Governor Crosby, Mayor Thomas of Seward, Nebraska, and Mr. McGrew of the Seward, Nebraska Chamber of Commerce to the rostrum, where Governor Crosby presented Admiral's Commissions to Mayor Thomas to be presented to the Mayor, Secretary of Chamber of Commerce and the Superintendent of School of Seward, Alaska.

Speaker Tvrdik presented a scroll bearing the signatures of the Members and Officers of the Legislature and Messrs. Diers and Lee presented a State Flag to Mayor Thomas to be presented to the Seward, Alaska High School.

The Committee escorted the guests from the Chamber.

Visitors

Mr. Vogel introduced his son-in-law and daughter, Mr. and Mrs. Peter Burt, and their children, David Vogel and Barbara Anne, of Omaha, Nebraska; also Mr. Burt's mother, Mrs. Mary Burt of Rockford, Illinois.

Unanimous Consent—Return L. B. 579 to Select File

Mr. Pizer asked unanimous consent to return L. B. 579 to Select File for the following specific amendment:

Payment of \$200.00 on Claim No. 195 to W. F. Yoakum of North Platte, Nebraska, for damages to trees and garden.

Mr. Hill objected.

Mr. Pizer moved that L. B. 579 be returned to Select File for the above specific amendment.

The motion was lost with 9 ayes, 13 nays and 21 not voting.

GENERAL FILE

LEGISLATIVE BILL 400. Laid over.

LEGISLATIVE BILL 9.

Mr. Cramer offered the following amendments to L. B. 9, which were adopted:

1. Amend the bill by adding after section 1, three new sections to read as follows:

"Sec. 2. That section 33-128, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

33-128. Members of county boards shall each be allowed for the time they shall be necessarily employed in the performance of all the duties of that office the sum of seven dollars and fifty cents per day and six cents per mile to be paid out of the general fund of the county . ; *Provided*, in *Members of county boards shall each be paid an annual salary, payable monthly, as follows:* (1) In counties having over two hundred thousand inhabitants, members of the county board shall be allowed a salary *the sum of thirty-six hundred dollars per annum as compensation in full for their services; and provided further*; ; (2) in counties having over sixty thousand inhabitants and not over two hundred thousand inhabitants, members of a county board, which is composed of three commissioners, shall be allowed a salary *the sum of three thousand dollars per annum* and members of a county board, which is composed of five commissioners, shall be allowed a salary *the sum of twelve hundred dollars per annum, as compensation in full for their services. The total maximum amount of per diem compensation, to be paid or drawn by any member of the board shall not exceed the following amounts per annum:* (1) In ; (3) in counties under township organization having twenty-two *twenty* thousand or more inhabitants and less than sixty thousand inhabitants, *fourteen the sum of eighteen hundred twenty-five dollars;* (2) *and in similar counties not under township organization, the sum of twenty-two hundred fifty dollars, except as the same is modified or changed as to those counties under this subsection which also come under the provisions of subsection subdivision* (5) of this section; (2) (4) in counties under township organization having twelve *nine* thousand or more and less than *twenty-two twenty* thousand inhabitants, *twelve the sum of fourteen hundred twenty-five dollars;* (4) *and in similar counties not under township organization, the sum of nineteen hundred fifty dollars, except as to those counties under this subsection subdivision which also come under the provisions of subsection subdivision* (5) of this section; (5) in counties not under township organiza-

tion, which contain an area of not less than two thousand square miles and a population of fifteen thousand inhabitants or more and less than twenty-five thousand inhabitants, *the sum of twenty-two hundred fifty dollars per annum; and (6) in counties under township organization, having less than twelve nine thousand inhabitants, the sum of nine hundred dollars ; and (?) in similar counties not under township organization, the sum of fourteen hundred fifty dollars.* In counties not under a township organization, but having a county board of seven commissioners or more as provided by section 23-297, the commissioners shall be allowed compensation in the same amount as though the county was under township organization. All members of county boards shall execute and file claims for earned compensation and mileage, as herein provided for, in accordance with section 23-135.

Sec. 3. Section 2 of this act shall be so interpreted as to effectuate its general purpose, to provide, in the public interest, adequate compensation as therein provided for members of county boards, and to give effect to such salaries as soon as same may become operative under the Constitution of the State of Nebraska.

Sec. 4. That original section 33-128, Reissue Revised Statutes of Nebraska, 1943, is repealed."

2. Amend the title to conform.

Advanced to E and R for review with 14 ayes, 9 nays and 20 not voting.

LEGISLATIVE BILL 239. Bracketed.

LEGISLATIVE BILL 275. Read and considered.

Mr. Anderson moved to advance L. B. 275 to E and R for review.

Mr. Burney moved to indefinitely postpone L. B. 275.

The motion prevailed with 18 ayes, 15 nays and 10 not voting, and L. B. 275 was indefinitely postponed.

LEGISLATIVE BILL 479.

Mr. Carmody offered the following amendments, which were adopted:

1. Amend the bill by striking sections 1, 2, and 3 and inserting in lieu thereof the following:

"Section 1. Any school district in this state having within its boundaries or contiguous to a city of the second class may, together with such city jointly acquire land for, erect, equip, furnish, maintain, and operate a joint municipal and recreation building to be used jointly by such school district and city.

Sec. 2. The cost and expense of acquiring land for, erecting, equipping, furnishing, and maintaining a joint municipal and recreation building shall be borne by such school district and city in the proportion as determined by the board of education of the school district and the city council of the city of the second class. The building shall not be erected or contracted to be erected and no land acquired therefor and no bonds shall be issued or sold by the school district or the city of the second class until the school district and the city of the second class have each been authorized to issue bonds to defray its proportion of the cost of such land, building, equipment, and furnishings by the required number of electors of the school district and the city of the second class in the manner provided by sections 10-702 to 10-716, Revised Statutes of Nebraska, 1943, and amendments thereof, and section 17-954, Revised Statutes Supplement, 1951.

Sec. 3. The amount of indebtedness authorized to be incurred by any school district or city of the second class for the payment of principal and interest for the bonds authorized by the provisions of this act shall be in addition to and over and above any limits now fixed by law.

Sec. 4. The members of the board of education of the school district and the city council of the city of the second class which agree to build a joint municipal and recreation building shall be the building commission to purchase the land for the building and to contract for the erection, equipment, and furnishings of the building, and after completion thereof to be in charge of its maintenance and repair.

Sec. 5. The building commission shall cause to be prepared building plans and specifications for the joint building, and may employ architects, engineers, draftsmen, and such clerical help as may be deemed necessary for the purpose of preparing such plans and specifications. The compensation of such personnel

shall be fixed by the commission and shall be paid in the same proportion as determined for defraying the cost as set forth in section 2 of this act. The contract for erecting the building, for the equipment, and for furnishings shall be let by the commission in the same manner as for other public buildings. The members of the commission shall receive no compensation for their services as members of the commission.

Sec. 6. The school district and the city of the second class shall each provide in their annual budgets an item for their proportion of the expense of maintaining such joint municipal and recreation building.

Sec. 7. The building commission shall have power to accept gifts, devises, and bequests of real and personal property to carry out the purposes of this act and, to the extent of the powers conferred upon such board by the provisions of this act, to execute and carry out such conditions as may be annexed to any gift, devises, or bequest."

2. Amend the title of the bill by striking lines 2 to 7 and inserting in lieu thereof the following:

"FOR AN ACT to provide for acquiring land for, and constructing, equipping, furnishing, and maintaining of a joint municipal and recreation building by a school district and a city of the second class as prescribed; to provide for payment of the cost therefor; to provide for issuance of bonds and levy of taxes; to provide for a building commission and the powers, duties, and compensation of the members thereof; and to provide that the building commission may accept gifts, devises, and bequests as prescribed."

Advanced to E and R for review.

LEGISLATIVE BILL 170. Laid over.

LEGISLATIVE BILL 260. Laid over.

LEGISLATIVE BILL 560. Bracketed.

LEGISLATIVE BILL 494. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for review with 15 ayes, 11 nays and 17 not voting.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 481. Placed on General File.

(Signed) Hugh Carson, Chairman

Enrollment and Review

LEGISLATIVE BILL 320. Correctly enrolled.

LEGISLATIVE BILL 572. Correctly enrolled.

LEGISLATIVE BILL 576. Correctly enrolled.

LEGISLATIVE BILL 286. Placed on Select File as amended.

E and R amendments to L. B. 286:

1. In the bill, section 2, line 9, after "court" insert a comma; line 28, after "make" insert "*and sign*"; line 29, strike ", sign the same" and show as stricken matter.

2. In section 3, line 3, before "The" insert "(1)"; line 10, before "The" insert "(2)"; line 12, after "committee" insert a comma; line 15, strike "This" and in lieu thereof insert "(3) This *The accreditation*"; line 16, strike "(1)" and in lieu thereof insert "(1) (a)"; line 18, strike "(2)" and in lieu thereof insert "{2} (b)";

3. In section 5, line 3, after "79-308," insert "79-309,"; and line 4, strike "79-1238, 79-309, and 79-1232" and in lieu thereof insert "79-1232, and 79-1238".

4. In the bill title, line 14, after "79-308," insert "79-309,"; and in line 15, strike "79-1238, 79-309, and 79-1232" and in lieu thereof insert "79-1232, and 79-1238".

LEGISLATIVE BILL 315. Placed on Select File as amended.

E and R amendments to L. B. 315:

1. In the bill, section 3, line 4, strike ", and such vote" and in lieu thereof insert ". The vote thereon".

2. In section 5, line 1, strike all of the line commencing with "A" and to and including "filed" in line 2, and in lieu thereof insert "There shall be filed forthwith,"; line 3, strike "together

with" and in lieu thereof insert "(1) a plat of such territory certified by the State Surveyor, (2)"; line 6, strike "a certified" and in lieu thereof insert "(3) a"; and in line 7 before "under" insert "certified"; line 6, before "and" insert a comma.

LEGISLATIVE BILL 166. Placed on Select File as amended.

E and R amendments to L. B. 166:

1. In section 1, in lines 11 and 17, before "as" insert "*and amendments thereto*"; and in line 25, after "39-727" and in line 27, after "39-7,107.04" insert "*, and amendments thereto*".

2. In section 3, line 1, strike "*such*" and in lieu thereof insert "*the*"; line 2, before the first "*the*" insert "*provided for by section 2 of this act*"; line 5, strike "*for*" and in lieu thereof insert "*as*"; line 10, strike "*, and*" and in lieu thereof insert "*and include*"; line 12, strike "*such notice*" and in lieu thereof insert "*it*"; line 19, after "*person*"; line 20, after "*revocation*"; line 28, after "*person*"; line 29, after "*person*"; and in line 30, after "*revocation*" and after "*department*" insert a comma.

3. In section 6, line 1, after "*license*" and in line 2, after "*act*" insert a comma.

4. In section 7, line 8, and in section 8, line 7, after "*any*" insert "*amendments to any of such sections, or any*".

5. In section 9, line 5, strike "*, he shall,*" and in lieu thereof insert "*, he shall, and*"; line 7, after the comma insert "*he shall*"; lines 10 and 11, strike "*, and shall also include*" and in lieu thereof insert "*, and shall also include*"; line 14, strike "*is; and every*" and in lieu thereof insert "*is may be; and every . Every*"; line 15 after "*judge*" insert a comma; strike the quotation marks in lines 18 and 19 and show as stricken.

LEGISLATIVE BILL 279. Placed on Select File as amended.

E and R amendments to L. B. 279:

1. In the bill, section 1, line 21, before "adjoining" insert "*an*".

2. In section 3, line 2 after "*shall*"; line 3 after "*act*"; line 8 after "*proposal*"; and line 10 after "*election*" insert a comma; line 5, strike "*committee*" and in lieu thereof insert "*superintendent*"; and in line 10 after "*provided*" insert "*for*".

LEGISLATIVE BILL 462. Replaced on Select File as amended.

E and R amendments to L. B. 462:

1. In enrollment and review original amendment 23, last line, strike "act".
2. In enrollment and review original amendment 32, line 13, insert a comma after "terms".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 320

L. B. 572

L. B. 576

Adjournment

At 4:55 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, May 19, 1953

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by Rev. E. W. Philippi, Pastor of the Sheridan Lutheran Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Brower and Liebers, who were excused.

The Journal for the Ninety-third Day was approved as corrected.

Communications

Letter from Albert Windolph, Secretary of the Nebraska Division of the Isaak Walton League of America, Inc., Grand Island, Nebraska, relative to water diversion legislation. Referred to Committee on Public Works.

Letter from Helen Compton of Omaha, Nebraska, relative to L. B. 369. Referred to Committee on Revenue.

Letter from Paul Halpine, Secretary, Nebraska Motor Carriers' Association, Lincoln, Nebraska, relative to L. B. 114. Referred to Committee on Public Works.

Approved by the Governor

May 18, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 18, 1953, he approved L. B. 349, 386, and 566.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 427. Placed on Select File as amended.

E and R amendments to L. B. 427:

1. In standing committee amendment 1, insert a comma in line 3 after "proceedings"; and in line 4 insert a comma after the figure "9".

2. In the bill title strike commencing with "condemn" in line 3 to and including "jurisdiction" in line 5 and in lieu thereof insert "acquire, through condemnation proceedings, the northwest quarter of section 9, township 9, north, range 6, east of the sixth principal meridian, Lancaster County, Nebraska, which is educational land under the jurisdiction of the Board of Educational Lands and Funds, for the operation and maintenance of the State Penitentiary at Lincoln, Nebraska".

LEGISLATIVE BILL 434. Placed on Select File as amended.

E and R amendments to L. B. 434:

1. In Standing Committee amendment 1, new section 1, line 6 of original section 1, after the first comma, strike "or".

2. In Standing Committee amendment 1, new section 2, subdivision (1), second line of original subdivision, after "beer" insert a comma; in the same line, after "thereof" strike the period and in lieu thereof insert a semicolon; in subdivision (3), first line, strike "No advertisement of alcoholic liquor, including beer, shall contain any" and in lieu thereof insert "Any (a)"; third line of original subdivision (3) before "money" insert "or"; same line

before "quotations" strike "or" and in lieu thereof insert "(b)"; line 7 of original subdivision (3) before "Sale of Damaged Stock" strike "or"; before "similar", in next line, insert "(c)"; remove quotation marks in subdivision (3) of section 2; in original subdivision (5), first line, strike "hereof" and in lieu thereof insert "of this section"; and in original subdivision (6), second line, strike "this rule" and in lieu thereof insert "the provisions of this section"; strike "(4)", "(5)", and "(6)" where shown at beginning of subdivisions so numbered; in subdivision (2), second line of original, after "beer" strike the period and in lieu thereof insert "; or".

3. In section 3, third line of original, strike the comma after "misdemeanor".

4. In the new title of the bill, after the last semicolon, insert "to make the violation of the provisions of this act unlawful;".

LEGISLATIVE BILL 586. Placed on Select File as amended.

E and R amendments to L. B. 586:

1. In section 1, page 2, line 23 strike "any" and show the same as stricken matter.

2. In section 2, page 4, line 25 strike "any" and show the same as stricken matter.

LEGISLATIVE BILL 426. Correctly re-engrossed.

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 26. Re: Committee To Study Causes of Accidents.

Introduced by Committee on Public Works, Hugh Carson of Valley, Chairman.

WHEREAS, the terrifying problem of deaths, injuries, and property losses through accidents has reached alarming proportions, and

WHEREAS, there is a definite need for a study of every aspect of the problem of reducing accidents, and

WHEREAS, a number of the remedies to the problem can be brought about only by acts of the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN THE SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee of not more than nine members, to make a thorough and comprehensive study of the causes of accidents in Nebraska, and within thirty days of the convening of the next regular session of the Legislature, said committee shall submit to the Legislature a detailed written report of its findings and recommendations. This report shall include:

(a) Causes and possible remedies of accidents in the fields of traffic, farm, home, and industrial accidents, and

(b) Specific recommendations for legislation which will put into operation those remedies which the committee finds appropriate and necessary.

2. That this committee shall hold public hearings on such matters as it deems appropriate and advisable, and shall be empowered to call upon all state governmental agencies for the submittal of such reports and data as required.

3. That this committee shall cooperate with private agencies, organizations, and associations in gathering further data which will be of assistance in the study of the problem and the report which follows.

LEGISLATIVE RESOLUTION 10.

L. R. 10 was adopted with 40 ayes, 0 nays and 3 not voting.

MOTION—Introduce Bill

Mr. President: A majority of the Committee on Revenue voted to introduce a bill dealing with a psychiatric hospital unit in Omaha. I move that the Committee be permitted to introduce this bill. (Signed) Karl E. Vogel, Chairman

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 590. By Committee on Revenue, Karl E. Vogel of Douglas, Chairman.

A bill for an act to amend section 83-305, Reissue Revised Statutes of Nebraska, 1943, section 83-306, Revised Statutes Supplement, 1951, and section 83-308, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 438, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to state institutions; to give an official name to the psychiatric hospital unit established at Omaha; to provide for admission to such psychiatric hospital unit; to provide for it's titular head, his powers, functions, authority, duties, and salary; to provide that such psychiatric hospital unit shall operate and be subject to the provisions of sections 83-305 to 83-357, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to repeal the original sections.

Suspend Rules—Place L. B. 590 on General File

Mr. President: I move that the rules be suspended and L. B. 590 be placed on General File. (Signed) Karl E. Vogel

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

MOTION—Pass L. B. 582

Mr. President: I move that L. B. 582 be passed notwithstanding the objections of the Governor. (Signed) George Syas

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objections of the Governor?'"

Voting in the affirmative, 11:

Burney	Cramer	Marvel	Syas
Carmody	Hill	Moulton	Williams
Carson	McHenry	Shultz	

Voting in the negative, 24:

Adams	Beaver	Britt	Carpenter
Aufenkamp	Bixler	Brown	Coffey

Cole	Fenske	Larkin	Peterson
Diers	Hubka	McNutt	Pizer
Dooley	Klaver	Nelson	Tvrdik
Duis	Kotouc	Person	Vogel

Not voting, 8:

Anderson	Brower	Liebers	Martin
Bridenbaugh	Lee	Lillibridge	Wilson

The bill having failed to receive a constitutional three-fifths majority, the President declared the bill failed of passage.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 404.

A bill for an act to amend sections 52-101, 52-102, 52-103, and 52-118, Reissue Revised Statutes of Nebraska, 1943, relating to mechanics liens; to provide that rental of equipment may be included in such a lien, to secure the payment thereof, as prescribed; to provide for similar inclusion of equipment rental in the protection afforded by the prescribed bonds required of certain contractors; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 25:

Adams	Cole	Lee	Shultz
Anderson	Cramer	McHenry	Syas
Bixler	Dooley	McNutt	Tvrdik
Brown	Duis	Marvel	Vogel
Burney	Klaver	Moulton	Williams
Carpenter	Larkin	Pizer	Wilson
Carson			

Voting in the negative, 13:

Aufenkamp	Carmody	Diers	Hill
Beaver	Coffey	Fenske	Kotouc

Lillibridge	Nelson	Person	Peterson
Martin			

Not voting, 5:

Bridenbaugh	Brower	Hubka	Liebers
Britt			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 392. Laid over until May 21, 1953.

LEGISLATIVE BILL 109.

A bill for an act relating to reclamation districts; to define construction of works as used in Chapter 46, article 5, Reissue Revised Statutes of Nebraska, 1943; and to place a limitation upon the amount of salaries paid by such a district to any person, including the secretary of the board, as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Hubka	Nelson
Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Peterson
Beaver	Cole	Larkin	Pizer
Bixler	Cramer	Lillibridge	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Williams
Carmody	Hill	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Brower	Lee	Liebers
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 356. With emergency.

A bill for an act to amend section 44-213, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide a method of altering or discontinuing employment agreements; to define terms; to provide a method by which domestic insurance companies may establish, participate in, or administer plans providing retirement, disability, sickness, accident, or death benefits for employees, officers, or agents; to provide a method of modifying or amending such plans; to require the adoption by the Department of Insurance of rules and regulations prescribing certain defined standards for such plans; to provide for the suspension of contributions to such plans; to provide methods and conditions whereby all plans in force on the effective date of this act may be continued in force from the original date of their inception; to provide that section 49-301, Reissue Revised Statutes of Nebraska, 1943, shall not apply as prescribed; to provide that, on and after the effective date of this act, all actions or causes of action in regard to matters pertaining to this act as prescribed shall be governed by the provisions of this act; to provide a validity clause; to provide that the provisions of this act shall be severable; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 34:

Adams	Coffey	Klaver	Person
Anderson	Cole	Kotouc	Pizer
Beaver	Cramer	Larkin	Shultz
Bixler	Diers	Lee	Syas
Bridenbaugh	Dooley	Lillibridge	Tvrdik
Britt	Duis	Martin	Vogel
Brown	Fenske	Marvel	Williams
Burney	Hill	Moulton	Wilson
Carpenter	Hubka		

Voting in the negative, 6:

Aufenkamp	Carson	Nelson	Peterson
Carmody	McHenry		

Not voting, 3:

Brower	Liebers	McNutt
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 564. With emergency.

A bill for an act to amend section 79-1102, Revised Statutes Supplement, 1951, relating to schools; to permit the joinder of high school districts located in two or more counties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower	Liebers
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Larkin introduced Sister Martina, Principal, Sister Alberta, Teacher, and twenty-four students from St. Francis School, Omaha, Nebraska.

SELECT FILE

LEGISLATIVE BILL 96. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 108. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 247. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 420. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 544. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 569. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 507. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 155. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 105. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 161. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 511. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 98. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 542. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 325. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Mr. Carpenter moved to indefinitely postpone.

The motion lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 549. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 543. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 580. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 286. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Bracketed. To be considered with L. B. 285.

LEGISLATIVE BILL 315. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 166. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 279. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 462. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 334 to General File

Mr. Hubka asked unanimous consent to return L. B. 334 to General File for the following specific amendments:

1. Amend page 3 of the bill, section 1, line 15 by striking the punctuation after the word "circumstances" and inserting in lieu thereof the following:

" , when the claim is for an accident involving:

(1) A state motor vehicle operated by a state employee or road equipment operated or placed on the highway by a state employee; or

(2) A motor vehicle owned by a state employee while being operated by the state employee on business of the state.

The State of Nebraska shall not be liable to any passenger in a state-owned motor vehicle or in a motor vehicle owned or operated by a state employee while on business of the state nor for more than twenty-five hundred dollars for property damage or more than ten thousand dollars for personal injuries or death of a person in any one accident."

2. Amend page 3 of the bill, section 2, line 5 by striking the punctuation after "individuals" and inserting in lieu thereof the following:

" , except, after the issues are joined, if the claim is five hundred dollars or less it shall be tried as a law action by one district judge, and if in excess of five hundred dollars it shall be tried as a law action by three district judges, and the court shall have power to assess the costs against the claimant where he sues for more than five hundred dollars but recovers five hundred dollars, or less. The presiding district judge of the district in which the case is pending shall have the right and privilege to call any district judge or judges in the state to assist in trying such cases."

3. Amend page 3 of the bill, by inserting a new section immediately after section 2 to be known as section 3 and to read as follows:

"Sec. 3. That as a condition precedent to maintaining an action for an unliquidated claim as provided by the provisions

of this act, it shall be necessary that the party file in the office of the Attorney General within thirty days from the time such right of action accrued a statement of the amount of the claim, giving the full name and address of the claimant, the time, place, nature, circumstances, and cause of the injury or damage complained of."

4. Renumber sections 3 to 11 as sections 4 to 12, respectively.

5. Amend page 4 of the bill, renumbered section 9, lines 3 and 4 by striking "two years" and inserting "one year".

6. Amend the title to conform.

7. Amend page 4 of the bill, original section 5, line 2 by inserting after the word "settle" the following:
"any claim for one hundred dollars or less after a statement has been filed in his office making claim under the provisions of this act, without the approval of any court, and to compromise or settle."

8. Amend the title to conform.

9. Amend the bill by adding a new section immediately following section 8 to be known as section 9, and to read as follows:

"Sec. 9. The Attorney General for his services with respect to the administration of this act shall receive a salary of twenty-five hundred dollars per annum in addition to the salary provided in section 84-721, Reissue Revised Statutes of Nebraska, 1943."

10. Amend the bill, by renumbering sections 9 to 11 as sections 10 to 12, respectively.

11. Amend the title, line 21 by inserting "; to provide additional compensation for the Attorney General", after the word "actions".

Mr. Carpenter objected.

Mr. Hubka moved that L. B. 334 be returned to General File for the above specific amendments.

The motion prevailed with 30 ayes, 1 nay and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 334.

Mr. Hubka moved that his amendments found in this day's Journal be adopted.

Amendments 1 through 8 were adopted.

Amendments 9 through 11 were rejected, with 11 ayes, 22 nays and 10 not voting.

Mr. Person moved to indefinitely postpone L. B. 334.

The motion prevailed with 23 ayes, 17 nays and 3 not voting, and L. B. 334 was indefinitely postponed.

Visitors

Mr. Hill introduced Mrs. Robin Justis and H. C. Acker, sponsors, L. K. Cramb, newspaper reporter, George T. Boone, County Superintendent, and 19 boys and 7 girls, winners of the Kiwanis Sponsored Nebraska History and Civics Examination, from Fairbury, Nebraska.

Mr. Diers introduced Hazel Comstock, County Superintendent of York County, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 19, 1953, at 10:00 a.m.

L. B. 320

Presented to the Governor for approval on May 19, 1953, at 11:00 a.m.:

L. B. 156

L. B. 572

L. B. 576

L. B. 203

(Signed) Joseph D. Martin, Chairman

Revenue

LEGISLATIVE BILL 411. Placed on General File.

(Signed) Karl E. Vogel, Chairman

Member Excused

Mr. Bixler was excused for this afternoon.

RECESS

At 11:51 a.m., on a motion by Mr. Peterson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Bixler, Brower, Liebers and Martin, who were excused.

GENERAL FILE

LEGISLATIVE BILL 170.

Mr. Lillibridge offered the following amendments, which were adopted:

1. Amend section 2 of the bill by striking lines 8 and 9 and inserting "*livery to the retail dealer in the sum of ten per cent based on the wholesale invoice price.*"

2. Amend section 14 of the bill by striking lines 16 to 21 and inserting "*and (2) ten per cent based on the wholesale invoice price.*"

Advanced to E and R for review.

LEGISLATIVE BILL 400.

Mr. Beaver moved to indefinitely postpone.

The motion prevailed with 20 ayes, 14 nays and 9 not voting.

MOTION—Consider L. B. 405

Mr. President: I move that L. B. 405 be considered on General File at this time. (Signed) Robert D. McNutt

The motion prevailed with 27 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 405.

Mr. Klaver moved to indefinitely postpone.

The motion prevailed.

Mr. Carpenter appealed from the decision of the Chair and requested a record vote.

The Chair put the question "Shall the Chair be sustained?"

Voting in the affirmative, 22:

Adams	Carmody	Hill	Lee
Aufenkamp	Carson	Hubka	Peterson
Beaver	Cole	Klaver	Pizer
Bridenbaugh	Cramer	Kotouc	Tvrdik
Britt	Diers	Larkin	Vogel
Brown	Dooley		

Voting in the negative, 9:

Anderson	Fenske	McNutt	Person
Burney	McHenry	Marvel	Williams
Carpenter			

Not voting, 12:

Bixler	Duis	Martin	Shultz
Brower	Liebers	Moulton	Syas
Coffey	Lillibridge	Nelson	Wilson

Chair sustained.

Explanation of Vote

Mr. President: Had I been present, I would have voted against the motion to indefinitely postpone L. B. 400. At the time of

the vote, it was necessary that I attend a hearing before the Liquor Commission. (Signed) Wm. D. Moulton

LEGISLATIVE BILL 165.

Mr. Burney withdrew his motion to indefinitely postpone L. B. 165, found in the Legislative Journal for the Ninety-first Day.

Mr. Marvel offered the following amendment:

1. Amend original section 13 of the bill by striking the new matter and reinstating the old matter, line 5 by striking, "describing each vehicle thus returned" and inserting "*describing each vehicle thus returned for ad valorem tax assessment, in the same manner and at the same proportion of actual value that other merchandise is assessed*".

Mr. Williams requested a record vote.

Voting in the affirmative, 31:

Adams	Carmody	Duis	Moulton
Anderson	Carpenter	Fenske	Nelson
Aufenkamp	Carson	Hill	Person
Beaver	Coffey	Hubka	Pizer
Bridenbaugh	Cole	Klaver	Shultz
Britt	Cramer	Larkin	Syas
Brown	Diers	Lee	Vogel
Burney	Dooley	Marvel	

Voting in the negative, 3:

Kotouc	McHenry	Williams
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Not voting, 9:

Bixler	Lillibridge	Martin	Tvrdik
Brower	McNutt	Peterson	Wilson
Liebers			

The amendment was adopted.

Mr. Dooley offered the following amendment, which was adopted:

1. Amend section 14 of the bill, line 8 by inserting after the word "residence" the following:

"; Provided, no county treasurer shall issue a license to a member of the armed forces as described in this section unless he produces a tax receipt from some state for the current year".

Advanced to E and R for review.

MOTION—Indefinitely Postpone Bills

Mr. President: I move to indefinitely postpone all bills on General File except L. B. 242 and L. B. 243, and to indefinitely postpone all bills now in committee. (Signed) Terry Carpenter

Mr Peterson moved to amend the Carpenter motion by excepting L. B. 114 also.

The Peterson amendment was adopted with 26 ayes, 9 nays and 8 not voting.

Mr. Carson requested a record vote on the Carpenter motion as amended.

Voting in the affirmative, 5:

Brown	Carpenter	Duis	Williams
Carmody			

Voting in the negative, 32:

Anderson	Cole	Kotouc	Nelson
Aufenkamp	Cramer	Larkin	Peterson
Beaver	Diers	Lee	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Fenske	McHenry	Syas
Burney	Hill	McNutt	Tvrdik
Carson	Hubka	Marvel	Vogel
Coffey	Klaver	Moulton	Wilson

Not voting, 6:

Adams
Bixler

Brower
Liebers

Martin

Person

The motion was lost.

MOTION—Thanks

Mr. President: I move that the Clerk be instructed to write a letter of thanks to the Nebraska New Car Dealers Association for the entertainment given the Members at their annual convention in Omaha on May 15, 1953. (Signed) Dwight W. Burney

The motion prevailed and it was so ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 462. Correctly engrossed.
LEGISLATIVE BILL 98. Correctly engrossed.
LEGISLATIVE BILL 549. Correctly engrossed.
LEGISLATIVE BILL 455. Correctly engrossed.
LEGISLATIVE BILL 441. Placed on Select File as amended.

E and R amendments to L. B. 441:

1. Strike amendment 1 of the General File Amendments and also strike lines 17 and 18, section 1, and in lieu thereof insert "each year of not to exceed one mill on the dollar upon the assessed value of all the taxable property in such city, except intangible property, subject to the provisions of sections 12 and 13 of this act, the"; in amendment 3, line 4 of original, after "city" and, in line 10 in original, after "issued" insert "as authorized"; and in line 5 of original, strike "then".

2. In section 2, line 8 after "revenues" insert a comma; in the same line after "provided" insert "in this act,"; line 10, strike "same, which" and in lieu thereof insert "system. Such".

3. In section 3, line 7 after "firm" and in section 4, line 5 after "charges" insert a comma.

4. In section 4, lines 6 and 7, strike "franchises under a foreclosure of the mortgage" and in lieu thereof insert "the franchise, referred to in section 2 of this act, to operate the system, under a foreclosure proceedings".

5. In section 5, line 7 after "treat" and line 19 before "as" insert a comma; line 9 strike the comma; lines 13 and 14, strike ", and the" and in lieu thereof insert ". The"; and in line 19, after "provided" insert "in this act,".

6. In section 7, line 1 before "Revenue", insert "(1)"; line 4 after the period insert "(2)"; line 5 after "only" insert "(a)"; and in line 10 after "and" insert "(b) if".

7. In section 8, line 12, strike "for three" and in lieu thereof insert "three consecutive"; and in line 14, strike ", and the contract" and in lieu thereof insert ". The contract for such construction".

8. In section 9, line 6 after "conditions" and after "be" insert a comma.

9. In section 10, line 13, after "issued" insert a comma.

10. In section 11, line 8 after "waters" insert a comma; and in line 9 after "may" insert "also".

11. In the bill title, line 11 after the semicolon, insert "to fix the maximum of general obligation bonds which may be so issued; to define terms;".

12. In section 7 line 12, after the period, insert "Publication of such a notice in such a newspaper once each week during three consecutive weeks prior to the date of such election shall constitute a compliance with the requirements of this section for notice of such election.".

LEGISLATIVE BILL 87. Placed on Select File as amended.

E and R amendments to L. B. 87:

1. In Lillibridge amendments (original amendments) line 1, strike "Amend Section" and in lieu thereof insert "Insert a new section to read as follows:

Section 1. That section"; also in line 1 after "1943," insert "be amended"; in line 5 strike "or" and in lieu thereof insert ", or of"; line 6 insert a comma after "listed"; line 9 strike "all" and show as stricken matter; and in line 10 insert a comma after "checks".

2. In Hill amendment 1 (original amendments) line 7 insert a comma after "delinquent" and in line 9 strike the comma after "apportioned" and show as stricken matter.

3. In Hill amendment 2 (original amendments) line 3, strike "77-703" and in lieu thereof insert "77-701, 77-703,".

4. In Hill amendment 3 (original amendments) line 2 strike the second "77-703" and in lieu thereof insert "77-701, 77-703,".

LEGISLATIVE BILL 538. Placed on Select File as amended.

E and R amendments to L. B. 538:

1. In standing committee amendment 2, line 4, of the original amendments, after "for" insert "the".

2. In section 2, line 2, insert a comma after "regulatory"; line 10 insert a comma after "welfare"; line 15 strike "and" and in lieu thereof insert "of the division,"; line 16 after "recommend" insert "from time to time".

3. In section 3, line 7, after "for" insert "efficiently"; line 9 before the period insert "as provided for by subdivision (2) of section 2 of this act"; line 17 strike the first "a" and in lieu thereof insert "an".

4. In section 4, line 1 after "4." insert "(1)"; line 8 strike "On" and in lieu thereof insert "(2) On the"; line 12 after "such" insert "county"; line 13 after "board" insert "of public welfare", in the same line after "one" insert "district"; line 17 after "departments" insert ", boards, and directors"; and in the same line after "welfare" insert "insofar as applicable".

5. In section 5, line 1, strike "shall" and in lieu thereof insert ": (1) Shall"; line 5 strike ". Such" and in lieu thereof insert ", which"; line 9 strike the period and insert a semicolon;

line 10 strike "The county board of public welfare shall" and in lieu thereof insert "(2) Shall"; line 12 strike the period and in lieu thereof insert a semicolon; line 13 strike "The county board of public welfare may" and in lieu thereof insert "(3) May"; line 16 strike the period and in lieu thereof insert "; and "; line 17 strike "The county board of public welfare shall" and in lieu thereof insert "(4) Shall"; and in line 21 after "and" insert "the".

6. In section 6, line 1, after "6." insert "(1)"; line 7 insert a comma after "hospital"; and in line 8 at the beginning of line insert "(2)".

7. In section 8, strike commencing with "desertion" in line 7 to and including the period in line 8, and in lieu thereof insert "and desertion and the treatment and prevention thereof."; line 14 after "of" insert "such"; line 15 strike "; to" and in lieu thereof insert "in order to best".

8. In section 9, line 1 strike the quotation marks; insert a comma in line 3 after "shall" and "act", and in line 6 after "powers"; in section 10, strike the quotation marks in lines 1 and 3; and insert a comma in line 4 after "shall" line 5 after "act" and line 7 after "powers".

9. In section 11, line 1 strike the quotation marks; insert a comma in line 3 after "shall" and "act", and in line 6 after "powers".

10. In the bill title, line 4 strike "appointment" and in lieu thereof insert "certain qualifications, appointment, tenure of office, and salary"; line 6 strike ", and their salaries," and insert "; to provide for appointment of county directors of public welfare and additional employees; to provide for a district department of public welfare, district board of public welfare, and a district director of public welfare under the prescribed circumstances; to provide how the duties and responsibilities thereof shall be determined;".

LEGISLATIVE BILL 107. Placed on Select File as amended.

E and R amendments to L. B. 107:

1. In Standing Committee amendment 3, new section 3, line 9 of original, after the second "or" strike the comma; in Standing Committee amendment 3, new section 4, line 3, after "refunds"

insert a comma; in Standing Committee amendment 5, before the new insertion in line 4, after the word "vehicle", insert "as defined"; in the same amendment, line 16 of the same section, before the new insertion, insert "who".

2. In the bill, section 2, line 5, strike "or" and in lieu thereof insert a comma; line 12, strike "not withstanding that they" and in lieu thereof insert "even though such way or place".

3. In new section 5, line 2, strike "of".

4. In section 11, line 7, strike the first comma.

5. In section 17, line 1, after "records"; line 2, after "act"; and in section 18, line 6, after "declaration" insert a comma.

6. In section 19, line 3, after "gallon" and in line 4, after "act" insert a comma.

7. In section 20, line 2, after "fuels" and in section 21, line 2, after "return" insert a comma.

8. In section 23, line 5, strike "and there" and in lieu thereof insert ". Interest" and in the same line strike the comma.

9. In section 24, line 4, strike ", shall" and in lieu thereof insert "shall,"; line 7, strike ", and to the tax" and in lieu thereof insert ". He shall add to the tax,"; line 8, strike "who shall add" and in lieu thereof insert a comma; and in line 10, after "administrator" insert a comma.

10. In section 25, line 2, after "return" and in line 5, after "administrator" insert a comma; and in line 4, after "deficiency" insert ", as".

11. In section 26, line 2, strike the comma.

12. In section 27, line 7, strike ", and" and in lieu thereof insert ". Such claim".

13. In section 30, line 4, strike "in the" and in lieu thereof insert "for the proper and efficient".

14. In section 32, line 5, after the first comma, insert "and".

15. In section 36, line 2, strike the comma; line 6, strike "to".

16. In section 38, line 3, after "and" insert "placed"; and in the same line strike "placed" after the word "Treasurer".

17. In the bill title, line 4, after "vehicles" insert "as prescribed"; and in line 10 of original, after the semicolon, insert "to provide when this act shall be in full force and effect; to provide for licenses for special fuel dealers and special fuel users as prescribed; to provide certain procedure and requirements in regard thereto; to provide certain grounds for which such licenses may be cancelled or annulled;"

18. In original section 20, line 3, insert a comma after "act".

19. In original section 22, line 6, strike "interest".

LEGISLATIVE BILL 454. Placed on Select File as amended.

E and R amendments to L. B. 454:

1. In standing committee amendment 1, original amendments, line 5 strike "the state or" and in lieu thereof insert "(a) the state, (b)"; line 6 strike the second word "or" and in lieu thereof insert ", (c)"; line 7 strike the first "or" and in lieu thereof insert ", (d) any"; strike the second "or" in line 7 and in lieu thereof insert ", or (e) any".

2. In standing committee amendment 2, original amendments, at the beginning of line 4 insert "(2)"; line 6 after "storage" insert ", referred to in subsection (1) of this section,"; and in line 9 strike ", and any" and in lieu thereof insert ". Any such".

3. In section 1, line 19, strike "and"; and in line 21 strike the period and insert "; and".

4. In section 3, line 1 after "3." insert "(1)"; line 7 before "If" insert "(3)"; line 8 strike "such proceeding" and in lieu thereof insert "the actions referred to in subsections (1) and (2) of this section"; at the beginning of line 29 insert "(4)"; and in line 33 after "reservoir" insert "as provided for by subsection (3) of this section".

5. In the title, line 2 after "for" insert "the"; and in line 10 after the semicolon insert "to include certain rights to be retained by the condemnees as prescribed; to include public owners, as defined, as condemnees in such eminent domain proceedings as prescribed;".

LEGISLATIVE BILL 579. Replaced on Select File as amended.

E and R amendment to L. B. 579:

1. In the bill, section 1, page 3, line 39, insert ", Nebr." after "Island"; line 252, page 9, strike "168" and in lieu thereof insert "169"; and page 6, line 131, strike "General Fund" (as repeated from prior line).

(Signed) Joseph D. Martin, Chairman

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) Tom Coffey

The motion was lost with 10 ayes, 22 nays and 11 not voting.

Unanimous Consent—Consider L. B. 114.

Mr. Peterson asked unanimous consent to consider L. B. 114 on General File first tomorrow. Consent was granted. So ordered.

GENERAL FILE

LEGISLATIVE BILL 260. Laid over.

LEGISLATIVE BILL 212. Read and considered.

Mr. Person moved to indefinitely postpone.

Mr. Person requested a machine vote.

The motion lost with 7 ayes, 21 nays and 15 not voting.

Advanced to E and R for review.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) John J. Larkin, Jr.

The motion lost with 13 ayes, 22 nays and 8 not voting.

Adjournment

At 4:42 p.m., on a motion by Mr. Burney, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, May 20, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Rev. James Stilwell, Rector, St. Matthew's Episcopal Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Brower and Liebers, who were excused.

The Journal for the Ninety-fourth Day was approved.

Approved by the Governor

May 20, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 19, 1953, he approved L. B. 156, 203, 320 and 572.

Respectfully submitted,
(Signed) Max A. Denney
Administrative Assistant

Unanimous Consent—Consider L. B. 311

Mr. Nelson asked unanimous consent that L. B. 311 be considered on General File on Monday, May 25, 1953.

Mr. Carpenter objected.

MOTION—Consider L. B. 311

Mr. President: I move that L. B. 311 be considered on General File on Monday, May 25, 1953. (Signed) Frank Nelson

The motion prevailed with 30 ayes, 1 nay and 12 not voting.

Member Excused

Mr. Hubka was excused for this afternoon.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 283. With emergency.

A bill for an act to amend sections 79-1007.01 and 79-1007.02, Revised Statutes Supplement, 1951, relating to schools: to remove the restrictions on the amount of the aggregate school levy in Class V school districts exclusive of special levy to pay accrued liabilities of the retirement fund for those fiscal years to and including the fiscal year ending August 31, 1955; to provide for maximum mill levy thereafter for general operations and sinking fund and site building purposes in such districts as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower Liebers

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 318.

A bill for an act relating to building and loan associations; to permit a building and loan association to provide pensions, retirement plans, and other benefits for its officers and employees; to permit such association to contribute to the cost thereof; to provide that such plan must be adopted by a two-thirds vote of the board of directors and approved by a vote of a majority of all the stockholders as prescribed and by the Department of Banking; and to provide for notice to the stockholders of such an association of the presentation of such a plan as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Coffey	Kotouc	Person
Anderson	Cole	Larkin	Peterson
Aufenkamp	Cramer	Lee	Pizer
Beaver	Diers	Lillibridge	Shultz
Bixler	Dooley	McHenry	Syas
Bridenbaugh	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Britt Brower Carson Liebers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 478.

A bill for an act relating to cemeteries; to provide that every cemetery association, after the effective date of this act, organized under the provisions of Chapter 12, article 5, Revised Statutes of Nebraska, 1943, and amendments thereof, shall provide for perpetual care of the cemetery as prescribed; to provide for trustees, their appointment and duties; to provide for a bond as prescribed; to provide for an audit of the trust funds; and to provide for filing of the audit report.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower Liebers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 501.

A bill for an act relating to educational lands; to provide that the Game, Forestation, and Parks Commission may acquire any portion of educational lands upon which portion there is now existing or located part or all of a state park or state recreation grounds for purposes of the commission; and to provide the procedure of condemnation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Duis	McHenry	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower Liebers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 575.

A bill for an act to amend section 83-124, Revised Statutes Supplement, 1951, relating to state institutions; to remove the provisions for appointment of certain officers by the Board of Control for state institutions; to provide for the appointment of deputies and assistant superintendents; to change the qualifications for the commandant of the Nebraska Soldiers' and Sailors' Home; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Beaver	Britt	Carmody
Anderson	Bixler	Brown	Carpenter
Aufenkamp	Bridenbaugh	Burney	Carson

Coffey	Hubka	McNutt	Pizer
Cole	Klaver	Martin	Shultz
Cramer	Kotouc	Marvel	Syas
Diers	Larkin	Moulton	Tvrdik
Dooley	Lee	Nelson	Vogel
Duis	Lillibridge	Person	Williams
Fenske	McHenry	Peterson	Wilson
Hill			

Voting in the negative, 0.

Not voting, 2:

Brower Liebers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Escort Governor

The President appointed Speaker Tvrdik to escort Governor Crosby to the rostrum.

The Governor addressed the Legislature regarding L. B. 391 and 392.

Speaker Tvrdik escorted the Governor from the Chamber.

SELECT FILE

LEGISLATIVE BILL 357. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 427. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 586. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 441. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 87. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 107. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Mr. Shultz asked unanimous consent that the following amendment be adopted:

1. Amend Standing Committee amendment 3, section 4, subdivision (3), line 4 by inserting after "1951" the following:

" , as amended by section 2, Legislative Bill 258, Sixty-fifth Session, Nebraska State Legislature, 1953".

Consent was granted. Amendment adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 454. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 579. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Mr. Hill moved to advance L. B. 579 to E and R for engrossment.

The motion was lost.

Suspend Rules—Consider Bills on Select File

Mr. President: I move that the rules be suspended and we consider L. B. 434 and L. B. 538 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 434. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 538. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

Mr. Hubka Presiding**Visitors**

Mr. Britt introduced Wm. Gillis, Teacher, and twenty-four students from Irving Junior High School, Lincoln, Nebraska.

Mr. Fenske introduced Mr. Frank Boyle, Sidney, Nebraska, and Mr. Morris Boyle, Kimball, Nebraska.

Mr. Anderson introduced Mrs. Finnell, Teacher, and eight students from School District 51, Stromsburg, Nebraska; also one mother.

Mr. Britt introduced Mrs. Lucille Bratt, Teacher, and twenty-five students from School District 8, Bennett, Nebraska.

Mr. Lee introduced Mr. George Bluma, Teacher, and sixteen students from St. Paul's Lutheran School, Arlington, Nebraska; also fifteen sponsors.

Mr. Moulton introduced Rev. Brase, Sponsors, and eight students from Zion Lutheran School District 40.

Member Excused

Mr. Pizer was excused for the remainder of the day.

GENERAL FILE

LEGISLATIVE BILL 114.

Mr. Peterson offered the following amendment:

1. Amend the bill by amending the Carpenter amendment to original section 1, line 3 by striking "and (4)" and inserting ", (4) and (5)".

Mr. Carpenter requested a record vote.

Voting in the affirmative, 25:

Adams	Diers	Lillibridge	Peterson
Aufenkamp	Duis	McHenry	Shultz
Beaver	Fenske	McNutt	Syas
Bixler	Hill	Martin	Tvrdik
Carmody	Klaver	Marvel	Vogel
Carson	Larkin	Moulton	Williams
Coffey			

Voting in the negative, 13:

Anderson	Burney	Cramer	Nelson
Bridenbaugh	Carpenter	Dooley	Person
Britt	Cole	Kotouc	Wilson
Brown			

Not voting, 5:

Brower	Lee	Liebers	Pizer
Hubka			

The amendment was adopted.

Mr. Carpenter moved to indefinitely postpone L. B. 114.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Anderson	Brown	Cole	Kotouc
Bridenbaugh	Carpenter	Cramer	Nelson
Britt			

Voting in the negative, 24:

Beaver	Duis	Lee	Person
Bixler	Fenske	Lillibridge	Peterson
Burney	Hill	McHenry	Shultz
Carson	Hubka	McNutt	Syas
Coffey	Klaver	Marvel	Tvrdik
Diers	Larkin	Moulton	Vogel

Not voting, 10:

Adams	Carmody	Martin	Williams
Aufenkamp	Dooley	Pizer	Wilson
Brower	Liebers		

The motion was lost.

Mr. Person offered the following amendments:

Amend Section 3, Page 3 as follows:

In Line 6 strike the word "fifty" and insert in lieu thereof the words "one hundred";

In Line 7 strike the word "one" and insert in lieu thereof the word "two";

In Line 9 strike the word "one" and insert in lieu thereof the word "two";

Also in Line 9 strike the word "two" and insert in lieu thereof the word "four";

In Line 11 strike the word "two" and insert in lieu thereof the word "four";

In Line 12 strike the word "three" and insert in lieu thereof the word "six";

In Line 15 strike the word "three" and insert in lieu thereof the word "six";

Also in Line 15 strike the word "four" and insert in lieu thereof the word "eight";

In Line 17 strike the word "four" and insert in lieu thereof the word "eight";

In Line 18 strike the words "five hundred" and insert in lieu thereof the words "one thousand";

In Line 20 strike the words "five hundred" and insert in lieu thereof the words "one thousand".

Mr. Person requested a machine vote.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 12:

Anderson	Carpenter	Lee	Person
Bixler	Cole	Martin	Tvrđik
Bridenbaugh	Duis	Nelson	Wilson

Voting in the negative, 19:

Aufenkamp	Coffey	Hill	Moulton
Beaver	Cramer	Klaver	Peterson
Britt	Diers	Kotouc	Shultz
Brown	Dooley	Lillibridge	Williams
Burney	Fenske	McNutt	

Not voting, 12:

Adams	Carson	Liebers	Pizer
Brower	Hubka	McHenry	Syas
Carmody	Larkin	Marvel	Vogel

The amendment was not adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 371.

Mr. Carpenter offered the following amendment:

Amend Section 7, Line 11 by striking the period and inserting "and may not succeed himself." in lieu thereof.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Anderson	Brown	Cole	Klaver
Bixler	Carpenter	Duis	Martin
Bridenbaugh			

Voting in the negative, 18:

Beaver	Diers	Lee	Shultz
Britt	Dooley	McHenry	Syas
Burney	Fenske	Marvel	Williams
Coffey	Hubka	Nelson	Wilson
Cramer	Larkin		

Not voting, 16:

Adams	Carson	Lillibridge	Peterson
Aufenkamp	Hill	McNutt	Pizer
Brower	Kotouc	Moulton	Tvrdiv
Carmody	Liebers	Person	Vogel

The amendment was not adopted.

Mr. Anderson moved to indefinitely postpone L. B. 371.

Pending.

Visitors

Mr. Adams introduced Mrs. Hanger and Mrs. Swan, Teachers, and thirty-six students from Long School, Omaha, Nebraska; also two parents.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 109. Correctly enrolled.
LEGISLATIVE BILL 404. Correctly enrolled.
LEGISLATIVE BILL 564. Correctly enrolled.
LEGISLATIVE BILL 26. Correctly engrossed.
LEGISLATIVE BILL 96. Correctly engrossed.
LEGISLATIVE BILL 358. Correctly engrossed.
LEGISLATIVE BILL 378. Correctly engrossed.
LEGISLATIVE BILL 578. Correctly engrossed.
LEGISLATIVE BILL 479. Placed on Select File as amended.

E and R amendments to L. B. 479:

1. In Mr. Carmody's amendment 1, line 5 of the original, after "city" insert a comma; line 11 of the original, strike "as";

line 13 of the original, strike "and no land acquired therefor" and in lieu thereof insert ", no land shall be acquired therefor,"; line 22 after "indebtedness", line 25 after "act" and line 29 after "building" insert a comma; lines 28 and 29 strike "which agree" and in lieu thereof insert ", which board and council have agreed"; lines 31 and 32 strike ", and after completion thereof to" and in lieu thereof insert ". After the completion thereof, such building commission shall"; and in line 53 strike "gift, devises, or bequest" and in lieu thereof insert "such gifts, devises, or bequests".

2. In the bill title, Mr. Carmody's amendment 2, line 6 of the original, before "payment", and in line 7 of the original, before "issuance" insert "the"; and in line 7 of the original strike "and levy of taxes" and in lieu thereof insert "; to provide that such city and such school district shall provide in their annual budgets for their proportion of the expense of maintaining such joint building".

LEGISLATIVE BILL 506. Placed on Select File as amended.

E and R amendments to L. B. 506:

1. In Mr. Cramer's amendment 1, line 5 of the original, after "guardians" insert "(1)"; line 10 of the original, strike all of the line commencing with the comma after "schoolhouses" and through and including "school" in line 12, and in lieu thereof insert "*or (2) when a bus route, providing service to a school, is*"; and in line 20, strike ", as herein provided, and" and in lieu thereof insert "*or distance referred to in subdivisions (1) or (2) of this section, as the case may require herein provided, and . The notice*".

2. The committee on Enrollment and Review is directed to correlate original section 1 of this bill with section 5 of Legislative Bill 455 and amend the title and repeal section to conform, if Legislative Bill 455 passes.

LEGISLATIVE BILL 264. Placed on Select File as amended.

E and R amendments to L. B. 264:

1. In original section 4, page 4, lines 4 and 5 strike "the son, or husband of the daughter, or any" and in lieu thereof insert "*a the son, or husband of the a daughter, or any*".

2. In standing committee amendment 10, line 5 of original amendments after "*therein*" insert "*in*"; line 6 of original amend-

ments insert a comma after "*devisee*"; line 7 of original amendments insert a comma after "*term*" and "*devises*"; and in line 10 of original amendments insert a period after the figure "4".

3. In standing committee amendment 9, original amendments, line 3 strike the comma after "*promulgate*"; and insert a comma in line 4 after "*adopt*" and after "*time*".

4. In standing committee amendment 16, original amendments, line 3 strike the period and in lieu thereof insert "*in subsection (4) of this section, in the manner provided for in subsection (3) of this section,*".

5. In original section 6, page 6, line 16 insert a comma after "*tution*"; and in line 25 strike "*, and,*" and in lieu thereof insert "*; and*".

6. In original section 7, insert a comma in lines 4 and 7 after "*administrator*", and in line 11 before "*on*" and in line 12 after "*due*"; and strike the quotation marks in line 9 and show as stricken matter, also strike the quotation marks in lines 16 and 17.

7. In original section 9, page 7, line 1 before "*In*" insert "*(1)*"; line 7 after the period insert "*(2)*"; also in line 7 strike "*such petition*" and in lieu thereof insert "*the petition referred to in subsection (1) of this section*"; line 8 insert a comma at the end of the line; line 10 strike "*one weeks*"; line 13 strike "*The notice*" and in lieu thereof insert "*(3) The notice, provided for by subsection (2) of this section,*"; line 16 before "*If*" insert "*(4)*"; line 25 strike the comma after "*cause*"; and in line 26 after "*publication*" insert "*, referred to in subsections (2) and (3) of this section,*".

8. In the bill title, line 2 strike the comma after "*30-101*"; line 3 strike "*, and*"; and in line 13 at the end of the line insert "*to provide how certain terms shall be considered for the prescribed purposes,*".

(Signed) Joseph D. Martin, Chairman

RECESS

At 11:59 a.m., on a motion by Mr. Fenske, the Legislature recessed until 2:30 p.m.

AFTER RECESS

The Legislature reconvened at 2:32 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Brower, Hill, Hubka and Liebers, who were excused.

Visitors

Mr. Moulton introduced Father Wortmann, Sister Dolores, Sister Mary Priscilla and thirty-seven students from St. Bernard's School, Omaha, Nebraska.

Mr. McHenry introduced Mrs. Arabelle Hanna, Superior, Nebraska.

Mr. Lee introduced Mrs. Howard Row, Mrs. Clare Dierking, Miss Clara Schafersman and Mrs. Jean Jannsen, Leaders, and twenty-six Girl Scouts from Hooper, Nebraska.

Mr. Vogel introduced Mrs. Olson and Miss Sarah Olson, Omaha, Nebraska, mother and sister of Rex Olson.

Message From The Governor

May 20, 1953

To the President, the Speaker, and Members of the Legislature:

Gentlemen:

This is to advise you that subject to the approval and consideration of Your Honorable Body, I have reappointed Earl J. Moyer of Madison, Nebraska, as a member of the Court of Industrial Relations for a term commencing June 9, 1953, and expiring June 9, 1959.

Respectfully submitted,

(Signed) Robert B. Crosby

Governor

Referred to Committee on Committees.

Unanimous Consent—Consider L. B. 411

Mr. Klaver asked unanimous consent that L. B. 411 be considered first on General File tomorrow. No objections. So ordered.

Unanimous Consent—Consider L. B. 260

Mr. Bridenbaugh asked unanimous consent that L. B. 260 be considered immediately following L. B. 411 on General File. No objections. So ordered.

MOTION—Flowers

Mr. President: I move that the Clerk be instructed to send flowers to Senator Aufenkamp's wife in the hospital. (Signed) Charles Wilson

The motion prevailed.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 109
L. B. 404

L. B. 564

L. R. 10

Mr. Martin Presiding**GENERAL FILE**

LEGISLATIVE BILL 371. Consideration of Anderson motion to indefinitely postpone.

Mr. Carmody requested a record vote.

Mr. Anderson requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Larkin moved that the Call be raised, which prevailed with 32 ayes, 0 nays and 11 not voting.

Voting in the affirmative, 17:

Adams	Carpenter	Diers	Shultz
Anderson	Carson	Nelson	Tvrdik
Aufenkamp	Coffey	Person	Williams
Brown	Cole	Peterson	Wilson
Carmody			

Voting in the negative, 20:

Beaver	Cramer	Larkin	Marvel
Bixler	Dooley	Lee	Moulton
Bridenbaugh	Duis	Lillibridge	Pizer
Britt	Fenske	McHenry	Syas
Burney	Klaver	McNutt	Vogel

Not voting, 6:

Brower	Hubka	Liebers	Martin
Hill	Kotouc		

The motion was lost.

Mr. Burney offered the following amendment, which was adopted:

Amend Section 1, Page 2, by striking beginning after the word "years" in line 23 all to the period in line 29. In line 29 strike the words "and per diem". In line 34 strike the words and punctuation ", per diem,".

Mr. Britt asked unanimous consent that L. B. 371 be laid over until tomorrow. No objections. So ordered.

Unanimous Consent—Consider L. B. 278

Mr. Peterson asked unanimous consent that L. B. 278 be considered at this time. No objections. So ordered.

LEGISLATIVE BILL 278. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Mr. Peterson offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 7 by inserting after the reinstated word "dollars" the following:

" , exclusive of equipment not germane to construction and building material made in the institution, ".

2. Amend the title to conform.

Advanced to E and R for review.

Unanimous Consent—Return L. B. 493 to General File

Mr. Moulton asked unanimous consent to return L. B. 493 to General File for the following specific amendments:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 32-201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-201. The office of election commissioner is created for each county having a population of more than sixty thousand inhabitants. All the rights, powers, authority, duties and obligations, by law vested in and imposed upon any officer or officers of any such county or any political subdivision thereof or therein, with respect to general, city, special and primary elections, and registrations of voters in such counties or any political subdivision thereof or therein, excepting elections held for school district, village and city officers and purposes in districts, villages and cities outside cities of the metropolitan, primary and the first class, and excepting the fixing of the time and calling of special election, shall be vested in and imposed upon such commissioner ; *Provided, that any school district may contract with its county election officials to conduct any school district election when same is to be held on the same day as a city, county, or state election.*"

2. Amend the bill by renumbering the sections of the bill accordingly.

3. Amend original section 29, line 1 by inserting "32-201," after the word "sections".

4. Amend the title to conform.

Consent was granted. So ordered.

LEGISLATIVE BILL 493.

Mr. Moulton asked unanimous consent that his amendments found in this day's Journal be adopted. Consent was granted. Amendments adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 242. Laid over.

LEGISLATIVE BILL 243. Laid over.

LEGISLATIVE BILL 481. Read and considered.

Mr. Carpenter offered the following amendments, which were adopted:

1. Amend page 19 of the bill by adding a new section immediately after section 23 to be known as section 24 and to read as follows:

"Sec. 24. There is hereby established a fund to be known as the State Turnpike Authority Fund. There is hereby appropriated from the General Fund the sum of twenty-five thousand dollars to the State Turnpike Authority Fund. The fund shall be expended by the chairman of the authority for preliminary studies of turnpike projects, employment of necessary engineers and other assistants, and the preparation of plans and specifications and other preliminary legal and clerical expense of the authority, and in general to provide funds for the operation of the authority until such time as the authority may obtain funds from other sources. The funds appropriated to State Turnpike Authority Fund shall be repaid to the state treasury within five years from the date when the authority has obtained funds through sale of bonds or otherwise."

2. Amend the bill by renumbering sections 24 and 25 as sections 25 and 26, respectively.

3. Amend the title of the bill, line 15, by inserting after the word "proceedings" the following:

"; to establish the State Turnpike Authority Fund; to provide the purpose of the fund and how it shall be expended; to provide for reimbursement to the state treasury; to appropriate the sum of twenty-five thousand dollars from the General Fund to the fund".

Mr. McNutt offered the following amendment, which was adopted:

Strike the emergency clause from the bill and amend the title accordingly.

Mr. Carpenter offered the following amendment, which was adopted:

Amend Section 23, page 19, by adding the following: "Provided, that if the Authority has not entered into actual physical construction of a turnpike within six years after the effective date of this act, the Authority shall be terminated, and without further power."

Mr. Duis moved to indefinitely postpone L. B. 481.

Mr. Carson moved the previous question, which prevailed with 30 ayes, 0 nays and 13 not voting.

The Duis motion to indefinitely postpone lost.

Visitors

Mr. Lee introduced Mr. H. Edmondson and Mr. Ronald W. S. Bray, London, England, and Mr. L. F. Larsen, Lincoln, Nebraska.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 589. Placed on General File as amended.

Standing Committee amendments to L. B. 589:

1. Amend section 1 of the bill, line 5 by inserting "high" after the word "the".

2. Amend the title of the bill, line 7 by inserting the word "high" before the word "school".

(Signed) Arthur Carmody, Chairman

Enrollment and Review

LEGISLATIVE BILL 581. Placed on Select File as amended.

E and R amendments to L. B. 581:

1. In line 4 of section 2, reinsert "more than" which was stricken.

2. In the bill title, line 5 strike "sixty" and in lieu thereof insert "thirty"; and in lines 7 and 8 strike "more than one deputy county attorney" and in lieu thereof insert "additional deputy county attorneys as prescribed,".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:42 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, May 21, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by Rev. David Gracey, Rector of the Church of the Holy Trinity (Episcopal), Lincoln, Nebraska.

The roll was called and all members were present except Mr. Brower, who was excused.

Member Excused

Mr. Nelson was excused from 11:00 a.m. for the remainder of the day and for Friday, May 22, 1953.

The Journal for the Ninety-fifth Day was approved.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 283. Correctly enrolled.
LEGISLATIVE BILL 318. Correctly enrolled.
LEGISLATIVE BILL 356. Correctly enrolled.
LEGISLATIVE BILL 478. Correctly enrolled.
LEGISLATIVE BILL 501. Correctly enrolled.
LEGISLATIVE BILL 575. Correctly enrolled.
LEGISLATIVE BILL 257. Correctly engrossed.
LEGISLATIVE BILL 279. Correctly engrossed.

LEGISLATIVE BILL 259. Placed on Select File and recommend that the following amendments be made to the substitute bill, which has amendments included to May 5, 1953:

1. In section 1, page 2, line 27 strike "appears" and in lieu thereof insert "*the same is ascertained appears*"; in line 48 strike "*appear from the federal*" and in lieu thereof insert "*the same is ascertained from such*"; in line 50 after "per cent," insert "*in any county in which the population of the cities and incorporated villages therein, as the same is ascertained from such census from time to time,*"; and in line 52 after "counties" insert a comma.

2. In section 2, line 3, after the period insert "(1)"; in line 5 strike "he" and in lieu thereof insert "*he such manufacturer or dealer*"; in line 15 strike "herein" and in lieu thereof insert "*herein for in subsection (2) of this section*"; in line 27 after the period insert "(2)"; in line 33 strike "; *Provided, such*" and in lieu thereof insert "; *Provided, such . Such*"; in line 53 strike the quotation marks and show the same as stricken matter; insert a comma at the end of line 54; in lines 56 and 57 strike "; *provided further, such*" and in lieu thereof insert "; *provided further , such which*"; in line 68 after the period insert "(3)"; at the end of line 69 insert "*of the provisions of this section*"; and in line 72 insert a comma after "dealer".

3. In section 3, page 4, lines 4 and 14 insert a comma after "hire"; in line 76 page 6, insert "*the*" at the end of the line, and in line 90 after "by" insert "*the*".

4. In section 4, line 12, before "seven" insert "and".

5. In section 5, page 7, line 45 after "dollars;" insert "and".

6. In section 6, page 7, line 7 after "county," insert "*or this*"; and in line 8 strike "government" and show as stricken matter; and in line 7 insert "*any*" before "county".

7. In section 10, page 8, lines 1 and 2 strike "39-725, 60-311.03,".

8. In the bill title, line 2, strike "39-725, 60-311.03,"; and strike commencing with "registration" in line 6 to and including "Patrol" in line 11 and in lieu thereof insert "the registration fees of motor vehicles and certain other fees, as prescribed; to change certain methods of determining such fees; to change the allocation of the fees as prescribed; to provide for supervision by the Nebraska Safety Patrol of the weighing of motor vehicles, as prescribed; to change the classification of certain trucks, tractors, and semitrailers; to make certain changes in those not required to pay registration fees".

LEGISLATIVE BILL 145. Placed on Select File as amended.

E and R amendments to L. B. 145:

1. In McNutt amendment 4, at the beginning of newly inserted matter insert "(2)"; and in line 5, of original amendments after "provisions of" insert "subsection (1) of".

2. In McNutt amendment 5, (original amendments) line 4 after "by" insert "section 1,"; and in line 9 after "jurors," insert "as".

3. In McNutt amendment 8, (original amendments) line 4 after "by" insert "section 1,"; line 9 after "judges" insert a comma; line 18 strike "for" and in lieu thereof insert "fix"; line 25 insert a comma after "case"; and in line 31 strike "heretofore described" and in lieu thereof insert "heretofore described in subsection (1) of this section".

4. In McNutt amendment 13 (original amendments) in lines 6 and 8 after "by" insert "section 1,".

5. In McNutt amendment 14 (original amendments) lines 5 and 7 after "by" insert "section 1,".

6. In section 1, page 2, line 3 after the period insert "(1)"; lines 10 and 13 strike "and" and show as stricken matter; line 11 strike "or" at the end of the line and in lieu thereof insert "or not"; line 19 after the period insert "(2)"; at the end of line 21 insert a comma; line 32 after the last comma insert "or"; line 40 after the period insert "(3)"; line 41 after "disqualified" insert "to service on grand or petit juries"; line 44 strike "(2)" and in lieu thereof insert "(b)"; and in line 46 after "court" insert "of the county of his residence for trial at that term"; and in line 42 strike "(1)" and in lieu thereof insert "(a)".

7. In section 3, page 4, line 6 insert a comma after "place"; section 5, page 5, line 4 insert a comma after "refuses".

8. In section 8, page 8, line 3 after the period insert "(1)"; in section 10, page 9, line 3 after the period insert "(1)"; line 12 after the first "or" insert "the"; also in line 12 strike "as" and in lieu thereof insert "so"; line 13 insert a comma after "judges"; line 19 after the period insert "(2)"; line 24 after the period insert "(3)"; line 25 strike "such drawing" and in lieu thereof insert "such the drawing, referred to in subsection (1) or (2) of this

section"; line 42 before "The" insert "(4)"; line 43 after "drawn" insert ", under the provisions of subsections (1) or (2) of this section,"; and in line 48 strike the last "the" and in lieu thereof insert "the such".

9. In section 12, page 11, line 3 after the period insert "(1)"; line 16 after "court" insert a comma; line 30 after the period insert "(2)"; lines 31 and 32 strike "so selected in the manner herein provided" and in lieu thereof insert "~~so~~ selected under the provisions of subsection (1) of this section, in the manner herein provided by law,"; line 32 after "jurors" insert a comma; lines 35 and 36 strike "The board" and in lieu thereof insert "(3) The board, provided for by subsection (1) of this section,"; line 38 insert a comma after "residence"; line 43 after the period insert "(4)"; line 44 after "board" insert ", referred to in subsection (1) of this section,"; and in line 50 insert "each of" after "examine".

10. In section 13, page 13, line 3 after the period insert "(1)"; line 14 after the period insert "(2)"; at the end of line 14 insert ", under the provisions of subsection (1) of this section,"; line 20 before "When" insert "(3)"; and in line 28 after the period insert "(4)".

11. In the bill title line 4 after the semicolon insert "to make certain acts unlawful; to provide penalties; to provide for salaries and payment of expenses;".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 283

L. B. 356

L. B. 501

L. B. 318

L. B. 478

L. B. 575

RESOLUTIONS

LEGISLATIVE RESOLUTION 27. Re: Opposition to Legislative Resolution 32, Sixty-first Session of Nebraska State Legislature.

Introduced by W. J. Williams of Buffalo.

WHEREAS, by Legislative Resolution 32 of the Sixty-first Session of the Nebraska State Legislature, 1949, application was made to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States relating to taxes on income, inheritance, and gifts, and

WHEREAS, such resolution was adopted by the Legislature under a misapprehension as to its true meaning, intent, and purpose, and without a full consideration of the results that might obtain from such action, and

WHEREAS, the amendment proposed in such resolution establishes a policy with regard to taxation that is contrary to the established public policy of Nebraska, and will impose the burden of taxation upon those least able to bear it.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That it expresses its opposition to the application and intent of Legislative Resolution 32 referred to in the preamble hereof, and the same is hereby repudiated, retracted, and withdrawn.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Senate of the United States, and to the House of Representatives of the Congress of the United States.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 225.

A bill for an act to amend section 46-250, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide that no reclamation district or power appropriator may change the established return flow point of water without the approval of the Department of Roads and Irrigation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carpenter	Klaver	Moulton
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cole	Lee	Peterson
Bixler	Cramer	Liebers	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Britt	Dooley	McHenry	Tvrdik
Brown	Duis	McNutt	Vogel
Burney	Fenske	Martin	Williams
Carmody	Hill	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Brower	Hubka	Syas
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 517. With emergency.

A bill for an act to amend section 79-1310, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that county superintendents shall, with the approval of the county board, have authority to retain the money received from the Forest Reserve Fund to be allocated to Class I, II, and III school districts of the county to be used for establishment and support of a county circulating library for Class I, II, and III school districts; to clarify the restriction of the distribution of money received from such fund; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Bridenbaugh	Carpenter	Diers
Anderson	Britt	Carson	Dooley
Aufenkamp	Brown	Coffey	Duis
Beaver	Burney	Cole	Fenske
Bixler	Carmody	Cramer	Hill

Klaver	McHenry	Nelson	Syas
Kotouc	McNutt	Person	Tyrdik
Larkin	Martin	Peterson	Vogel
Lee	Marvel	Pizer	Williams
Liebers	Moulton	Shultz	Wilson
Lillibridge			

Voting in the negative, 0.

Not voting, 2:

Brower Hubka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 568.

A bill for an act for submission to the electors of amendment to Article IV, section 25, of the Constitution of Nebraska, relating to the executive; to remove the provision restricting change of salaries of certain officers not more than once in eight years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1954, there shall be submitted to the electors of the State of Nebraska, for approval, the following amendment to Article IV, section 25, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 25. The officers provided for in this article shall receive such salaries as may be provided by law. Such officers or such other officers as may be provided for by law, shall not receive for their own use any fees, costs, or interest upon public money in their hands. All fees that may hereafter be payable by law for services performed, or received by an officer provided for in this article, by virtue of his office shall be paid forthwith into the state treasury."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XV, section 1, of the

Constitution of Nebraska. The propositions for the submission of the proposed amendments shall be placed upon the ballot in the following form:

"Constitutional amendment to remove the provision restricting change of salaries of certain officers not more than once in eight years.

☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Anderson	Cramer	Liebers	Person
Aufenkamp	Dooley	Lillibridge	Pizer
Beaver	Duis	McHenry	Shultz
Bixler	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Carmody	Klaver	Marvel	Vogel
Carpenter	Kotouc	Moulton	Williams
Coffey	Larkin	Nelson	Wilson
Cole	Lee		

Voting in the negative, 6:

Adams	Burney	Diers	Peterson
Bridenbaugh	Carson		

Not voting, 3:

Britt	Brower	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 585. With emergency.

A bill for an act to provide for the licensing of any person, firm, or corporation, other than a licensed public grain ware-

houseman, who shall purchase grain from the owner for purpose of resale except as prescribed; to provide certain procedure and requirements for the issuance of such a license; to define terms; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Adams	Carson	Lee	Peterson
Anderson	Coffey	Liebers	Pizer
Aufenkamp	Cole	Lillibridge	Shultz
Bixler	Diers	McHenry	Syas
Bridenbaugh	Duis	McNutt	Tvrdik
Britt	Fenske	Martin	Vogel
Brown	Klaver	Marvel	Williams
Carmody	Kotouc	Moulton	Wilson
Carpenter	Larkin	Person	

Voting in the negative, 4:

Beaver	Burney	Dooley	Nelson
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Not voting, 4:

Brower	Cramer	Hill	Hubka
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 587. With emergency.

A bill for an act to amend section 71-2017, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 70, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to public health and welfare; to provide that any fraternal organization owning or operating a hospital or home for children, aged, or infirm may be issued a license for such hospital or home upon its written application and upon it agreeing to comply with the provisions of sections 71-2017 to 71-2030, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower Hubka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return L. B. 392 to Select File

Mr. President: I move to return L. B. 392 to Select File for a specific amendment to strike the enacting clause. (Signed) Terry Carpenter

The motion lost with 2 ayes, 28 nays and 13 not voting.

LEGISLATIVE BILL 392. With emergency.

A bill for an act to amend section 77-1601, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to provide that after January 1 following the year in which counties shall make the first special levy for medical, surgical, and hospital care for needy persons of the county as prescribed, and on and after such date, the expense for medical, surgical, and hospital care of needy persons in the county shall

be paid from the proceeds of a special levy as prescribed by this act; to eliminate the provisions for a special tax levy by counties for old age assistance and aid to dependent children payments; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 30:

Adams	Carson	Lee	Peterson
Anderson	Cole	Liebers	Pizer
Beaver	Cramer	Lillibridge	Shultz
Bixler	Diers	McNutt	Syas
Britt	Duis	Marvel	Tvrdik
Brown	Hill	Moulton	Vogel
Burney	Klaver	Nelson	Wilson
Carmody	Larkin		

Voting in the negative, 11:

Aufenkamp	Coffey	Kotouc	Person
Bridenbaugh	Dooley	McHenry	Williams
Carpenter	Fenske	Martin	

Not voting, 2:

Brower	Hubka
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return L. B. 391 to Select File

Mr. President: I move to return L. B. 391 to Select File for a specific amendment to strike the enacting clause. (Signed) Terry Carpenter

Mr. Carmody requested a record vote.

Voting in the affirmative, 4:

Carpenter	Hubka	McHenry	Martin
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Voting in the negative, 33:

Adams	Carson	Klaver	Person
Anderson	Coffey	Larkin	Peterson
Aufenkamp	Cole	Lee	Pizer
Beaver	Cramer	Liebers	Shultz
Bixler	Diers	McNutt	Syas
Britt	Dooley	Marvel	Vogel
Brown	Duis	Moulton	Williams
Burney	Hill	Nelson	Wilson
Carmody			

Not voting, 6:

Bridenbaugh	Fenske	Lillibridge	Tvrdik
Brower	Kotouc		

The motion was lost.

LEGISLATIVE BILL 391. With emergency.

A bill for an act to amend sections 43-512 and 68-206.01, Re-issue Revised Statutes of Nebraska, 1943, and section 68-404, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 172, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to paupers and public assistance; to provide that beginning January 1 of the year prescribed, the expense for medical, surgical, and hospital care in the excess of the maximum payments for assistance shall not be included in the assistance payments for aid to dependent children, old age assistance, and blind assistance; to provide the maximum payments for aid to dependent children; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Mr. Carmody requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Wilson moved that the Call be raised, which prevailed with 42 ayes, 0 nays and 1 not voting.

Voting in the affirmative, 29:

Anderson	Cole	Liebers	Peterson
Beaver	Diers	Lillibridge	Pizer
Bixler	Duis	McNutt	Shultz
Britt	Hill	Marvel	Syas
Brown	Klaver	Moulton	Tvrdik
Burney	Larkin	Nelson	Vogel
Carmody	Lee	Person	Wilson
Carson			

Voting in the negative, 13:

Adams	Coffey	Fenske	McHenry
Aufenkamp	Cramer	Hubka	Martin
Bridenbaugh	Dooley	Kotouc	Williams
Carpenter			

Not voting, 1:

Brower

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Coffey introduced his two daughters, Marilyn and Margery Coffey.

SELECT FILE

LEGISLATIVE BILL 579. Advanced to E and R for engrossment.

LEGISLATIVE BILL 506. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 264. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 581. Laid over.

Mr. Duis Presiding**Unanimous Consent—Return L. B. 577 to General File**

Mr. Coffey asked unanimous consent to return L. B. 577 to General File for the following specific amendments:

1. Amend the bill by inserting immediately after original section 76 a new section to be numbered 77 but to be renumbered according to amendments heretofore adopted and to read as follows:

"Sec. 77. That section 77-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 498, Sixty-fifth Session, Nebraska State Legislature, 1953, be amended to read as follows:

77-1603. The rate of tax shall not exceed (1) for ordinary county revenue, including the support of the poor, in counties having a population of more than nine thousand inhabitants, not more than three *four* mills on the dollar upon the assessed value of all the taxable property in such county, except intangible property and, in counties having a population of nine thousand or less, not more than four *five* mills on the dollar upon the assessed value of all the taxable property in such county, except intangible property; (2) for the support of blind persons, as defined by law, not more than five-tenths of a mill on the dollar upon the assessed value of all the taxable property in such county, except intangible property; (3) for roads, not more than one and seven-tenths of a mill on the dollar upon the assessed value of all the taxable property in such county, except intangible property; (4) for the purchase of rural fire fighting equipment in rural fire districts which may be organized upon petition of sixty per cent of the freeholders, comprising an area of one or more townships, or for the purpose of assisting and contributing to the purchase and upkeep of fire fighting equipment in adjoining cities or villages, not more than one mill on the dollar upon the assessed value of all the taxable property in such a rural fire district, except intangible property; (5) for county bridge fund, not more than one and six-tenths of a mill on the dollar upon the assessed value of all the taxable property in such county, except intangible property, and (a) in counties having a population of over fifteen thousand inhabitants and over one hundred thousand acres of irrigated land, exclusive of bridges maintained as a part of the State Highway System, the county board of equalization shall have the power, when in its opinion the same is necessary, to levy an additional tax of one and one half mills on the dollar upon the assessed value

of all the taxable property in such county, except intangible property, for the county bridge fund, the money derived therefrom to be put to the same uses as other money in such fund, and (b) in counties having a population of over fifteen thousand inhabitants and having over thirty thousand acres of land that is drained by either a drainage district, a system of drainage ditches, or both, wholly or partly within the county, exclusive of bridges maintained as a part of the State Highway System, the county board shall have the power, when in its opinion it is necessary, to levy an additional tax of one and one half mills on the dollar upon the assessed value of all the taxable property in such county, except intangible property, for the county bridge fund, the money derived therefrom to be put to the same use as other money in the fund; (6) for county sinking fund, not more than one mill on the dollar upon the assessed value of all the taxable property in such county, except intangible property; and (7) labor tax, as provided in section 77-1611. The money received under the levy from the county road fund or the county bridge fund may, by resolution of the county board entered in its records, at any time during the fiscal year in which the money is received, be transferred by the county board from one fund to the other as need may arise. The term ordinary county revenue as used in subsection (1) of this section shall include only taxes for the purposes specifically set forth in this section, and shall not include other taxes authorized by other statutory provisions."

2. Renumber subsequent sections accordingly.
3. Amend original section 96 to conform.
4. Amend the title to conform.

Consent was granted. So ordered.

GENERAL FILE

LEGISLATIVE BILL 577.

Mr. Coffey moved that his amendments found in this day's Journal be adopted.

The motion prevailed. Amendments adopted.

Mr. Nelson offered the following amendment, which was adopted:

Amend Section 1, line 13, by striking "actual" and inserting in lieu thereof "assessed".

Re-advanced to E and R for review.

LEGISLATIVE BILL 411. Read.

Mr. Carpenter asked unanimous consent that L. B. 411 be laid over for thirty minutes. Consent was granted. So ordered.

LEGISLATIVE BILL 242. Read and considered.

Standing Committee amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 260. Read and considered.

Mr. Syas offered the following amendments, which were adopted:

1. Amend Schedule "A" of the bill by striking all references to alternate delegates to the national convention, and showing the same as stricken matter.

2. Amend page 5 of the bill, section 3, line 5, by striking the words "and alternates", and showing the same as stricken matter; line 12, by inserting after the word and punctuation "state." the following:

"Alternates to the national conventions shall be appointed by the state central committee of the party involved."

3. Amend page 5 of the bill, section 4, line 1, by striking the words and punctuation "; or alternate,"; line 6, by striking the words "and alternate"; line 8, by striking the words "or alternate"; lines 11 and 12, by striking the words "or alternate"; section 5, line 2, by striking the words "and alternates".

4. Amend page 6 of the bill, section 5, line 23, by striking the words "and alternate"; line 29, by striking the words "or alternate"; section 6, line 1, by striking the words "and alternates".

5. Amend page 7 of the bill, section 7, line 1, by striking the words "or alternate"; line 5, by striking the words "or alternate".

6. Amend the title of the bill, line 6, by striking the words "and alternates"; line 7, by inserting after the word and punctuation "convention;" the following:

"to provide that alternates to the national convention shall be appointed by the state central committee of the party involved;" and line 9, by striking the words "and alternate".

Mr. Anderson moved to indefinitely postpone L. B. 260.

The motion lost with 14 ayes, 22 nays and 7 not voting.

Mr. Marvel offered the following amendment, which was adopted:

Strike lines 10 through 14, Section 4 of the bill, beginning with the word "The" and ending with the word "primary" and insert in lieu thereof the following: "Those candidates for delegates wishing to file as unpledged to any candidate for President, shall have their names arranged on the ballot under the section marked 'Unpledged'. The word 'Unpledged' shall also appear under each such name of the candidate for delegate."

Mr. Lillibridge offered the following amendment:

Strike section 3, renumber sections 4, 5, 6, 7 and 8 accordingly and amend the title to conform.

Pending.

Mr. Williams asked unanimous consent that L. B. 260 be bracketed and considered first on General File tomorrow.

Mr. Adams objected.

Mr. Williams moved that L. B. 260 be bracketed and considered first on General File tomorrow.

The motion prevailed unanimously.

LEGISLATIVE BILL 411.

Mr. Carpenter moved to indefinitely postpone L. B. 411.

Pending.

Visitors

Mr. Syas introduced Mrs. Pritchard, Miss Little and Mrs. Mardesen, Teachers, and seventy students from Central Park School, Omaha, Nebraska.

Mr. Aufenkamp introduced his son-in-law and daughter, Mr. and Mrs. Remmers, and their three daughters, Joyce, Lois and Jancie.

Mr. Larkin introduced Miss Rasmussen, Principal, Mrs. Bryant and Mrs. Naylor, Teachers, and ninety-two students from Beals School, Omaha, Nebraska.

Mr. Brown introduced Mr. Richard Bryant, Hyannis, Nebraska, and Mr. Wayne Farney, Brule, Nebraska.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 21, 1953, at 10:00 a.m.:

L. B. 109

L. B. 404

L. B. 564

(Signed) Joseph D. Martin, Chairman

Member Excused

Mr. Wilson was excused until Monday, May 25, 1953.

RECESS

At 11:49 a.m., on a motion by Mr. Peterson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Brower, Nelson and Wilson, who were excused.

Mr. Brown Presiding

GENERAL FILE

LEGISLATIVE BILL 411. Consideration of Carpenter motion to indefinitely postpone.

Mr. Lillibridge moved the previous question, which prevailed with 30 ayes, 0 nays and 13 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative on the original Carpenter motion, 11:

Bixler	Carpenter	Hill	Person
Burney	Carson	Larkin	Williams
Carmody	Duis	Martin	

Voting in the negative, 28:

Adams	Cole	Kotouc	Moulton
Aufenkamp	Cramer	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Fenske	McHenry	Syas
Brown	Hubka	McNutt	Tvrdek
Coffey	Klaver	Marvel	Vogel

Not voting, 4:

Anderson	Brower	Nelson	Wilson
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The motion was lost.

MOTION—Reconsider Amendments

Mr. President: I move that we reconsider the Carpenter amendments offered this morning as follows:

1. Amend the bill by striking sections 1 and 2 and inserting in lieu thereof 3 new sections to read as follows:

"Section 1. That section 77-721, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-721. Every corporation organized under the laws of *this state* or of any other state or country transacting business in Nebraska or offering for sale in Nebraska any of its securities, and not having complied with the requirements of the laws of Nebraska providing for the domestication of foreign corporations shall, on or before March 10 of each year, file a statement with the Tax Commissioner, giving the name and post-office address of each person residing in Nebraska owning any of such stock or shares, together with the number of shares held by each person and the par and market value as of March 10 of that year. *This section shall not apply to the corporations mentioned in sections 77-707 to 77-712.01, 77-719, 77-720, 77-723, 77-724, and 77-726 to 77-728, and section 1, Legislative Bill 238, Sixty-fifth Session, Nebraska State Legislature, 1953.*

Sec. 2. That section 77-722, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-722. If any foreign corporation is taxed in this state upon any tangible or intangible property, when the value of its gross shares of stock shall be ascertained by deducting from the actual value of the foreign corporation's paid-up capital stock, surplus and undivided profits, the assessed value of its property taxed in this state; and thereafter the taxing officials of counties in which shares of stock of any such foreign corporation may be owned, shall determine, in relation to such net value of the gross shares of stock, the value for assessment and taxation purposes of any such individual shares of stock in the hands of the resident owners, *except as to those corporations mentioned in section 77-721, as being excluded from the provisions thereof.*

Sec. 3. That original sections 77-721 and 77-722, Reissue Revised Statutes of Nebraska, 1943, and also sections 77-705 and 77-706, Reissue Revised Statutes of Nebraska, 1943, are repealed."

2. Amend the title to **conform**.

(Signed) Herbert J. Duis

Pending.

Mr. Peterson moved that L. B. 411 be laid over until tomorrow morning.

The motion prevailed with 17 ayes, 9 nays and 17 not voting.

Member Excused

Mr. Carson was excused for Friday, May 22, 1953.

MOTION—Recess

Mr. President: I move that we recess until 8:00 p.m. (Signed)
Otto Kotouc, Sr.

The motion lost.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 315. Correctly engrossed.
LEGISLATIVE BILL 511. Correctly engrossed.
LEGISLATIVE BILL 542. Correctly engrossed.
LEGISLATIVE BILL 544. Correctly engrossed.
LEGISLATIVE BILL 262. Placed on Select File as amended.

E and R amendments to L. B. 262:

1. In section 1, line 8, strike "as may be" and in lieu thereof insert "as may be , if"; line 17, after "or" insert "*a part or*"; line 22, after "such" insert "*portion or*"; line 23, after "maintained" insert "*the same*".

2. In section 2, line 9, strike "such" and in lieu thereof insert "*such the same*"; line 10, after "in" insert "*the*".

3. In section 3, line 5 strike "*and*" and the second "*for*".

4. In section 4, lines 14 and 15, strike "or counties, or to any" and in lieu thereof insert "or , counties, or to any"; line 17, before "alleys" insert "or"; and in line 18 strike "; and the funds received therefor" and in lieu thereof insert " : and the (2) . The funds, received therefor from the sale of the materials or products referred to in subsection (1) of this section,".

5. In section 5, line 7 after "notice" insert a comma; and in line 8, strike "for" and in lieu thereof insert "*for from*".

6. In section 6, line 10 after "appear" insert "*necessary*"; and in the same line, strike "*as necessary*" and show as stricken matter.

7. In section 7, line 4 after "*villages*" insert a comma; line 8 before "*in*" insert "*be*"; and in line 17 before "*in*" insert "*be*".

8. In section 9, line 6 after "*wheel*" insert "*of a vehicle or trailer, referred to in subsection (1) of this section,*"; in the same line after "*rubber*" insert a comma; line 63 (62 of original) strike "*These limitations*" and in lieu thereof insert "*These The limitations, set forth in subsection (1) of this section,*"; line 66 (65 of original) strike "*These*" and in lieu thereof insert "*These The*"; line 66 before "*shall*" insert "*provided for in this section*"; and in line 74 (73 in original) after "*bridge*" insert "*provided for by section 39-803.01*".

9. In section 10, line 1 after "*officer*" and in line 2 after "*unlawful*" insert a comma.

10. In section 14, lines 8 and 9, strike the quotation marks and show as stricken.

11. In section 15, line 7 after "*equipment*" and in line 9 after "*improvement*", in line 11 after "*improvement*", in line 25 after "*federal*" insert a comma; line 13, strike "*including*" and in lieu thereof insert "*including*"; and in line 28 before "(5)" insert "*and*".

12. In section 16, line 4 after "*effect*", insert a comma; line 10, strike "*; and provided further, that at*" and in lieu thereof insert "*. At*"; line 11 before "*termination*" insert "*the*"; and in line 12 strike "*that*" and in lieu thereof insert a comma.

13. In section 17, line 4, strike "*39-224.01*".

14. In the bill title, line 9 after the semicolon insert "to permit the department to enter upon certain lands for the prescribed purposes; to provide for the payment of certain damages to such a landowner as prescribed; to make certain acts unlawful; to provide penalties;"; line 13 before "*all*" insert "*the preparation of*"; and in line 17 before the semicolon insert "*as prescribed*".

15. In section 9, line 62 of original, 63 of printed bill, insert a comma after "*rural*".

LEGISLATIVE BILL 161. Replaced on Select File as amended.

E and R amendment to L. B. 161:

1. In section 2, line 1, before "section" insert "original".

LEGISLATIVE BILL 325. Replaced on Select File as amended.

E and R amendment to L. B. 325:

1. In the bill title, line 2; in section 1, line 1; and in section 2, line 1, insert "Reissue" before "Revised Statutes".

LEGISLATIVE BILL 212. Placed on Select File as amended.

E and R amendment to L. B. 212:

1. In section 1, line 23, insert a comma after "(4)"; and at the end of line 36 insert a comma.

LEGISLATIVE BILL 513. Replaced on Select File as amended.

E and R amendments to L. B. 513:

1. Strike Mr. Martin's amendment of May 14, 1953 and in lieu thereof make the following additional amendments:

2. In Enrollment and Review original amendment 3, strike all of lines 7 and 8 and in lieu thereof insert "*Nebraska residents who have secured the towing permit for the calendar year as provided by and to be used as is set forth in*".

3. In E. and R. original amendment 4, strike the new insertion in lines 2, 3, 4, and 5 of the original amendment 4 and in lieu thereof insert "*(4) Nebraska residents, having a current registration, upon the presentation of an application, setting forth that the applicant is a Nebraska resident and has a current registration,*".

4. In original Standing Committee amendment 1, line 10 of original, strike "dealer" and in lieu thereof insert "*Nebraska resident*".

5. In E. and R. original amendment 6, strike "new and used car dealers" in line 2 of original amendment 6 and in lieu thereof insert "residents, under the conditions set forth in this act,".

6. In original amendment 1 by Mr. Martin, dated May 7, 1953, line 3, strike *"and that no permit"* and in lieu thereof insert *"but that no such permit shall"*.

LEGISLATIVE BILL 338. Replaced on Select File as amended.

E and R amendments to L. B. 338:

1. Due to Britt amendment, strike Lillibridge amendments 1, 2, 3 and 4 and Mr. Lee's amendment 1.

2. In original enrollment and review amendment 1, adopted May 1, 1953, strike the word "line" in line 1 to and including the semicolon in line 2; and in the same enrollment and review amendments strike all of amendment 3 to the title; and in amendment 2 thereof, strike starting with "section 4" in line 1 of such original amendment 2, to but not including "section" in line 4 thereof and in lieu thereof insert "original section 5 line 13, strike "the State Engineer" and show the same as stricken matter, and in original"; in line 5 of such enrollment and review amendment 2 insert "original" before "section 8".

3. In McNutt amendment 2, approved May 12, 1953, line 6, strike the comma after "both"; line 5, strike "11 and 12" and insert "12 and 13" in lieu thereof; lines 6 and 7 strike "be ordered" and show as stricken matter.

4. In section 1, line 47, page 3, insert a comma, as in LB 6, after "shall".

LEGISLATIVE BILL 447. Replaced on Select File as amended.

E and R amendment to L. B. 447:

1. In section 1, line 14, strike the last word "or" and in lieu thereof insert "or (d)"; line 16, after the last word "or" insert "(e)".

LEGISLATIVE BILL 373. Replaced on Select File as amended.

E and R amendments to L. B. 373:

1. In original section 9, line 2, strike "6 to 11" and in lieu thereof insert "9 to 15".

2. In the original bill, page 4, original section 5, line 12 insert a comma after "territory".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:34 p.m., on a motion by Mr. Larkin, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, May 22, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by Rabbi Joshua Stampfer of Congregation Tifereth Israel, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Brower, Carson, Nelson and Wilson, who were excused.

The Journal for the Ninety-sixth Day was approved as corrected.

Communications

Telegrams from Mrs. Nellie Goodman, President of The Women's Relief Corps, Detachment of Nebraska, Fremont, Nebraska, and from Emily DuBois, President and Lydia Vasholtz, Secretary of the Department of Nebraska Ladies of the G.A.R., Fremont, Nebraska, relative to L. B. 373. Referred to Committee on Public Health and Miscellaneous Subjects.

A. P. clipping dealing with taxes, submitted by Mr. Carpenter. Referred to Committee on Revenue.

Unanimous Consent—Print Editorial

Mr. Coffey asked unanimous consent that the following editorial be printed in this day's Journal. No objections. So ordered.

Falls City Journal

"We would like to recall the words of Senator Otto Kotouc, Sr., of Humboldt the other day in the storm of protest over the tax valuation increases. "I don't believe," he said, "that it was the intention of the legislature to increase taxes." He had reference to what the legislature was trying to accomplish when it adopted the 50 per cent of actual value statute which it rushed through with the emergency clause. The purpose of that statute was clearly to "rescue" the taxpayers from an impossible situation created by the supreme court decision several months ago, saying that the then-existing law, when it said property should be assessed at full actual value, meant just that. There can be no question about the legislature's intention. It was, as Senator Kotouc pointed out, the intention of the law-making body to spare the people of Nebraska from possible hardship until such a time as a permanent solution could be found. The state administration, through State Tax Commissioner Norris Anderson, is attempting to use the law for a purpose for which it never was intended. Anderson is trying to use the law as a lever for jacking up the tax take from property owners."

Visitors

Mr. Kotouc introduced Mr. Archibald Weaver of Falls City, Nebraska.

Mr. Anderson introduced his daughter, Mrs. Harold Grove, and his grandson, Stephen, and granddaughter, Sandy.

Mr. Lee introduced Mrs. C. J. Coon, Leader, and five ladies from the South Dakota Parent Teachers Association.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 225. Correctly enrolled.
LEGISLATIVE BILL 392. Correctly enrolled.
LEGISLATIVE BILL 517. Correctly enrolled.
LEGISLATIVE BILL 568. Correctly enrolled.
LEGISLATIVE BILL 585. Correctly enrolled.
LEGISLATIVE BILL 587. Correctly enrolled.
LEGISLATIVE BILL 155. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 225

L. B. 517

L. B. 585

L. B. 392

L. B. 568

L. B. 587

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 426.

A bill for an act to amend section 39-226, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that county boards shall select and designate primary county roads and file a report containing the laid out and platted primary county roads with the Department of Roads and Irrigation; to provide what shall constitute primary county roads and secondary county roads; to provide a time limit for performing such duty; to provide duties for the designated officials; to provide penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 24:

Adams	Cramer	Lee	Moulton
Beaver	Duis	Liebers	Pizer
Bixler	Hill	Lillibridge	Shultz
Britt	Hubka	McNutt	Syas
Carpenter	Klaver	Martin	Tvrdik
Coffey	Larkin	Marvel	Vogel

Voting in the negative, 11:

Aufenkamp	Cole	Kotouc	Peterson
Bridenbaugh	Diers	McHenry	Williams
Carmody	Fenske	Person	

Not voting, 8:

Anderson	Brown	Carson	Nelson
Brower	Burney	Dooley	Wilson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 462. With emergency.

A bill for an act relating to highways; to provide for the organization of road improvement districts in the State of Nebraska by petition, and the contents, filing, publication, and manner in which to determine acceptance or rejection of said petition; to provide certain procedure for the formation thereof and the exercise of the powers of such a district; to provide for the election of a board of trustees as a governing body, their qualifications, duties, and powers; to authorize the issuance of bonds and the registration thereof; to provide for making certain road improvements and the levying of assessments to pay the cost thereof, except as otherwise prescribed; to provide for the levying of taxes as prescribed for the purposes set forth in this act; to make such assessments a lien as prescribed; to provide for the payment of such assessments; to provide the terms, provisions, conditions, and limitations of the bonds thereof; to provide for officers of and an engineer for such board; to provide duties for certain public officers; to provide the procedure for validation of such districts and certain other proceedings thereof; to provide a construction clause; to permit such districts to make agreements as prescribed to assist in paying for such improvements; to provide for maintenance of improvements so made; to provide for the assumption of part of the debts of a district if a portion of such district is annexed by a city or village; to provide for filing certain plans and other papers with the prescribed county officials; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 34:

Adams	Carpenter	Kotouc	Moulton
Aufenkamp	Coffey	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Marvel	Williams
Carmody	Klaver		

Voting in the negative, 4:

Cole	Diers	Liebers	Person
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Not voting, 5:

Anderson	Carson	Nelson	Wilson
Brower			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 98.

A bill for an act to amend section 72-240.06, Reissue Revised Statutes of Nebraska, 1943; relating to educational lands and funds; to provide for notice when a lease is executed by the Board of Educational Lands and Funds, as prescribed, to a person other than the former lessee; to change the manner of appointing appraisers of improvements on land where the highest bid received is made by a person other than the lessee; to provide compensation for such appraisers; to provide notice to interested parties of the action of the appraisers; to provide the procedure for appeal from the appraisal made by the appraisers of improvements on land; to provide that the written permission of the Board of Educational Lands and Funds shall be obtained before a lessee places certain improvements upon school lands, except necessary improvements for the temporary handling and sheltering of livestock; to provide a forfeiture after the effective date of this act, if improvements are placed on school lands by a lessee without the written permission of the Board of Educational Lands and Funds; to give the State of Nebraska a lien upon the amount agreed upon by the parties as the value of improvements, to the extent of any unpaid rentals; and to repeal the original section, and also section 72-240, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Aufenkamp	Bixler	Britt
Anderson	Beaver	Bridenbaugh	Brown

Burney	Fenske	Lillibridge	Peterson
Carmody	Hill	McHenry	Pizer
Coffey	Hubka	McNutt	Shultz
Cole	Klaver	Martin	Syas
Cramer	Kotouc	Marvel	Tvrdik
Diers	Larkin	Moulton	Vogel
Dooley	Lee	Person	Williams
Duis	Liebers		

Voting in the negative, 0.

Not voting, 5:

Brower	Carson	Nelson	Wilson
Carpenter			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 549.

A bill for an act to amend sections 32-1120 and 32-1121, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide that the statement required shall not apply to money received for and paid to the treasurer of another political committee and that all such information required by this section shall be furnished to and be reported by the treasurer of the committee receiving the money; to eliminate a provision prohibiting single contributions of over twenty-five dollars as prescribed; to provide where such statements shall be filed; to include the treasurers of other political committees among those required to make such statements; and to repeal the original sections, and also section 32-1122, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Bridenbaugh	Carpenter	Duis
Anderson	Britt	Coffey	Fenske
Aufenkamp	Brown	Cole	Hill
Beaver	Burney	Diers	Hubka
Bixler	Carmody	Dooley	Klaver

Kotouc	McHenry	Person	Syas
Larkin	McNutt	Peterson	Tvrdik
Lee	Martin	Pizer	Vogel
Liebers	Marvel	Shultz	Williams
Lillibridge	Moulton		

Voting in the negative, 0.

Not voting, 5:

Brower	Cramer	Nelson	Wilson
Carson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 455.

A bill for an act to amend sections 79-201, 79-420, 79-485, 79-1201, and 79-1226, Reissue Revised Statutes of Nebraska, 1943, and sections 79-462, 79-486, and 79-1304, Revised Statutes Supplement, 1951, relating to schools; to require children under sixteen years of age to attend school unless they have graduated from high school, even though no high school is maintained by the district in which they reside; to change the conditions under which a depopulated school district shall be attached to a neighboring district; to provide duties for the county superintendent and the Superintendent of Public Instruction; to provide that the provisions of sections 79-478 to 79-483, Reissue Revised Statutes of Nebraska, 1943, shall not apply to any school district furnishing adequate transportation facilities; to permit school district officers to be excused from attending meetings of the school board by the majority of the remaining members of the board; to provide that teachers' certificates shall entitle holders thereof to teach in any state-operated school; to provide for what purposes a Nebraska Initial Administrative and Supervisory School Certificate shall be valid, and how it shall be obtained and renewed; to provide when a school district shall not be entitled to receive a share of the state apportionment of school funds; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Coffey	Klaver	Marvel
Anderson	Cole	Kotouc	Moulton
Aufenkamp	Cramer	Larkin	Peterson
Bixler	Diers	Lee	Pizer
Bridenbaugh	Dooley	Liebers	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Carpenter	Hill	Martin	

Voting in the negative, 8:

Beaver	Carmody	Lillibridge	Vogel
Burney	Hubka	Person	Williams

Not voting, 4:

Brower	Carson	Nelson	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Klaver introduced Miss Helen Tihart and Miss Cura Sailors, Teachers, and forty students from Mason School, Omaha, Nebraska.

Unanimous Consent—Return L. B. 434 to Select File

Mr. Moulton asked unanimous consent to return L. B. 434 to Select File for the following specific amendment:

Amend Section 2 by striking subsection (1) and these words in subsection (3): "Economy", "Better Buys", "Lowest Prices", "Attractive Prices", "Reduced Prices", and "Today's Feature"; and renumber the subsections accordingly.

Consent was granted. So ordered.

SELECT FILE**LEGISLATIVE BILL 434.**

Mr. Moulton asked unanimous consent that his amendment

found in this day's Journal be adopted. Consent was granted. Amendment adopted.

Re-advanced to E and R for engrossment.

Members Excused

Mr. Kotouc was excused for the remainder of the day.

Mr. Williams was excused for the remainder of the day.

Unanimous Consent—Bracket L. B. 259

Mr. Liebers asked unanimous consent that L. B. 259 be bracketed until Tuesday, May 26, 1953. Consent was granted. So ordered.

Unanimous Consent—Bracket L. B. 87

Mr. Carpenter asked unanimous consent that L. B. 87 be bracketed, to be considered on Final Reading immediately before L. B. 411, if L. B. 411 reaches Final Reading. Consent was granted. So ordered.

SELECT FILE

LEGISLATIVE BILL 581. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Mr. Martin asked unanimous consent that the following amendment be adopted:

Amend Section 2, line 12, by striking, commencing with the second comma, to but not including the period in line 13.

Consent was granted. Amendment adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 479. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 145. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 262. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Laid over until Monday, May 25, 1953.

LEGISLATIVE BILL 161. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 325. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 513. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 338. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 447. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 373. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 143.

Mr. Lee asked unanimous consent that the following amendments be adopted:

1. Amend section 1 of the bill, lines 4 and 11 by striking "personal property" and inserting "motor vehicle", by striking line 5 and inserting "under", lines 13 and 14 by striking "all the real and personal property" and inserting "the motor vehicle", line 15 by striking "executor," line 16 by striking " , administrator with the will annexed,".

2. Amend section 2 of the bill by striking lines 2 to 6 and inserting "otherwise the children or grandchildren of an estate containing a motor vehicle shall have a defeasible right to the motor vehicle without awaiting the appointment of a personal representative, if", and by striking lines 13 to 29.

3. Amend the bill by striking section 3 and renumbering section 4 as section 3.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Withdraw L. B. 560 and L. B. 246

Mr. Cramer asked unanimous consent to withdraw L. B. 560 and L. B. 246. No objections. So ordered.

Unanimous Consent—Return L. B. 148 to General File

Mr. Moulton asked unanimous consent to return L. B. 148 to General File for the following specific amendments:

1. Amend the bill by adding a new section 3 immediately after section 2 to read as follows:

"Sec. 3. That section 32-507, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-507. Any primary other than those provided for in sections 14-204, 32-505 , and 32-506 shall be held on Tuesday, four weeks before the election."

2. Renumber section 3 as section 4.

3. Amend renumbered section 4, line 3 by striking "and" and inserting a comma in lieu thereof, and inserting after "32-506," the word, punctuation, and figures "and 32-507,".

4. Amend the title to conform.

Consent was granted. So ordered.

GENERAL FILE

LEGISLATIVE BILL 148.

Mr. Moulton moved that his amendments found in this day's Journal be adopted.

The motion prevailed. Amendments adopted.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 589

Mr. Carmody asked unanimous consent that L. B. 589 be considered on General File at this time. No objections. So ordered.

LEGISLATIVE BILL 589. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for review.

Unanimous Consent—Consider L. B. 411

Mr. Carpenter asked unanimous consent that L. B. 411 be considered on General File on Tuesday, May 26, 1953.

No objections. So ordered.

Members Excused

Messrs. Carpenter and Adams were excused for Monday, May 25, 1953.

Messrs. Hubka, Shultz, Vogel, Dooley, Aufenkamp and Bridenbaugh were excused for the remainder of the day.

Mr. Pizer was excused until 3:00 p.m.

MOTION—Postage

Mr. President: I move that each Member of the Legislature and the Lieutenant Governor be allowed \$100.00 in postage stamps to take care of the Members' correspondence during the balance of their terms after adjournment sine die. (Signed) Dwight W. Burney

The motion prevailed with 28 ayes, 3 nays and 12 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 22, 1953, at 10:00 a.m.:

L. B. 283

L. B. 356

L. B. 501

L. B. 318

L. B. 478

L. B. 575

LEGISLATIVE BILL 391. Correctly enrolled.
LEGISLATIVE BILL 105. Correctly engrossed.
LEGISLATIVE BILL 420. Correctly engrossed.
LEGISLATIVE BILL 579. Correctly engrossed.
LEGISLATIVE BILL 569. Replaced on Select File as amended.

E and R amendment to L. B. 569:

1. In Enrollment and Review amendment 1, line 3, after the semicolon, insert "and".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 391

Adjournment

At 11:58 a.m., on a motion by Mr. Carmody, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, May 25, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower, Carpenter and Hubka, who were excused.

The Journal for the Ninety-seventh Day was approved.

Communications

Letter from Grace Frey, former Page of the Legislature.

Petition signed by forty-five residents of Boyd County, Nebraska, relative to roads. Referred to Committee on Public Works.

Announcement—Committee Hearing

Mr. Lillibridge announced that the Committee on Committees will hold a hearing on the appointment of Earl J. Moyer of Madison, Nebraska, as a member of the Court of Industrial Relations, on Wednesday, May 27, 1953, at 1:30 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 28. Re: Committee to Study the United States Social Security Program with Reference to the Present Plan for Teachers' Retirement.

Introduced by Hal Bridenbaugh of Dakota.

WHEREAS, the Sixty-second Session of the Nebraska State Legislature, 1951, directed the Legislative Council to make a study of the teacher's retirement system to determine if it was actually sound, and

WHEREAS, the Legislative Council made the study it was directed to make, and

WHEREAS, no study has been made to determine whether the teachers would be benefited more by being placed under the United States Social Security program than under the present system.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a study of the advantages and disadvantages of teachers being placed under the Social Security program of the United States with reference to the present plan for retirement, and to make a report to the next regular session of the Legislature which shall contain a recommendation as to which plan will be the most advantageous to the teachers on retirement stating the reasons therefor.

LEGISLATIVE RESOLUTION 29. Re: Study by the Legislative Council on Medical, Social and Economic Problems of the Aged and Mentally Ill.

Introduced by Arthur Carmody of Hitchcock, Otto H. Liebers of Lancaster, and K. W. Peterson of Custer.

WHEREAS, the number of aged persons in our population is increasing rapidly, and

WHEREAS, many aged persons, by reason of their mental, physical, and economic condition, present special problems of care and treatment, and

WHEREAS, proposals have been made in recent years for the establishment of separate institutions and specialized programs for the care of such aged persons.

NOW, THEREFORE, BE IT RESOLVED BY THE SIXTY-FIFTH SESSION OF THE NEBRASKA LEGISLATURE ASSEMBLED:

1. That the Nebraska Legislative Council be directed to study the medical, social, and economic problems pertaining to the aged and mentally ill, such study to include:

(a) Complete statistical information as to the number of aged persons in the state who by reason of mental illness and economic circumstance require special treatment.

(b) The operation of the Old Age Assistance Program, the Old Age and Survivors Insurance Program, and other similar programs as they relate to the problem of caring for the aged and mentally ill.

(c) A survey of the institutional facilities now available for the care of the aged and the adequacy of these facilities.

2. That the Nebraska Legislative Council be directed to report its findings, with recommendation as to how the state may most efficiently and economically provide for the present and future needs of its aged citizens, to the Legislature at the next regular session.

Unanimous Consent—Add Co-Introducers

Mr. Carmody asked unanimous consent to add the names of George Syas and Sam Klaver of Douglas as co-introducers of L. R. 29. Consent was granted and it was so ordered.

LEGISLATIVE RESOLUTION 26.

L. R. 26 was adopted with 30 ayes, 0 nays and 13 not voting.

LEGISLATIVE RESOLUTION 25.

L. R. 25 was adopted with 30 ayes, 1 nay and 12 not voting.

Visitors

Mr. Person introduced W. J. Reddel, Principal, and thirteen students from St. John's Lutheran School, Columbus, Nebraska; also sixteen parents.

MOTION—Rent Electric Fans

Mr. President: I move that the Clerk be empowered to rent two large electric fans for use in the Legislative Chamber. (Signed) Lester H. Anderson

The motion prevailed with 23 ayes, 4 nays and 16 not voting.

SUSPEND RULES—Introduce Bill

Mr. President: I move that the rules be suspended to permit the introduction of a bill dealing with grazing permits. (Signed) Frank Nelson

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 591. By Frank Nelson of Holt, Monroe Bixler of Sioux and D. J. Cole of Cherry.

A bill for an act relating to livestock; to require grazing permits for the privilege of grazing certain cattle in this state as prescribed; to provide for fees and disposition of the same; to provide for refunds; to make certain acts unlawful; to provide penalties; and to declare an emergency.

SUSPEND RULES—Place L. B. 591 on General File

Mr. President: I move that the rules be suspended and L. B. 591 be placed on General File. (Signed) Frank Nelson

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 23, 1953, at 10:00 a.m.:

L. B. 225
L. B. 391
L. B. 392

L. B. 517
L. B. 568

L. B. 585
L. B. 587

LEGISLATIVE BILL 98. Correctly enrolled.
LEGISLATIVE BILL 426. Correctly enrolled.
LEGISLATIVE BILL 462. Correctly enrolled.
LEGISLATIVE BILL 549. Correctly enrolled.
LEGISLATIVE BILL 108. Correctly engrossed.
LEGISLATIVE BILL 161. Correctly engrossed.
LEGISLATIVE BILL 166. Correctly engrossed.
LEGISLATIVE BILL 247. Correctly engrossed.
LEGISLATIVE BILL 325. Correctly engrossed.
LEGISLATIVE BILL 357. Correctly engrossed.
LEGISLATIVE BILL 373. Correctly engrossed.
LEGISLATIVE BILL 427. Correctly engrossed.
LEGISLATIVE BILL 447. Correctly engrossed.
LEGISLATIVE BILL 454. Correctly engrossed.
LEGISLATIVE BILL 507. Correctly engrossed.
LEGISLATIVE BILL 580. Correctly engrossed.
LEGISLATIVE BILL 586. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 98
L. B. 426

L. B. 462

L. B. 549

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 26.

A bill for an act to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to old age assistance; to provide that commencing on the effective date of this act such sum of money as permitted by the Social Security Law of earned income of any recipient of

old age assistance shall be disregarded when determining his need for old age assistance payments; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Brower	Carpenter	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Escort Governor

The President appointed Mr. Liebers to escort Governor Crosby to the rostrum.

The Governor addressed the Legislature regarding the enforcement of the tax laws of the State, and particularly on the equalization of property between counties.

Mr. Liebers escorted the Governor from the Chamber.

LEGISLATIVE BILL 96.

A bill for an act for submission to the electors of an amendment to Article VII, section 1, of the Constitution of Nebraska, relating to educational lands and funds; to provide that the

members of the Board of Educational Lands and Funds shall be appointed by the Governor with such qualifications and for such terms and compensation as the Legislature may provide; to provide for the submission of the proposed amendment to the electors at the general election in November 1954; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November 1954, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The general management of all lands and funds set apart for educational purposes, and for the investment of school funds, shall be vested, under the direction of the Legislature, in a board of five members to be known as the Board of Educational Lands and Funds. The members shall be appointed by the Governor with such qualifications and for such terms and compensation as the Legislature may provide."

Sec. 2. That the proposed amendment shall be submitted to the electors in the manner prescribed by Article XV, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to authorize the Legislature to provide method of appointing members of Board of Educational Lands and Funds.

☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of the State of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Adams	Cole	Larkin	Nelson
Anderson	Cramer	Lee	Pizer
Beaver	Diers	Liebers	Shultz
Bixler	Dooley	Lillibridge	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carson	Klaver	Moulton	Wilson
Coffey	Kotouc		

Voting in the negative, 6:

Aufenkamp	Carmody	Person	Peterson
Bridenbaugh	McHenry		

Not voting, 3:

Brower	Carpenter	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 358. With emergency.

A bill for an act to amend section 79-495, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the state-wide eighth grade examinations shall not be mandatory under certain circumstances; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carson	Kotouc	Nelson	

Voting in the negative, 1:

Adams

Not voting, 3:

Brower Carpenter Hubka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 378.

A bill for an act relating to counties; to confer power upon counties and county boards to enter into compacts for the joint exercise of powers; to prescribe the conditions and limitation upon and under which such compacts may be made; to amend sections 23-103 and 23-104, Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson

Voting in the negative, 0.

Not voting, 3:

Brower Carpenter Hubka

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 578.

A bill for an act to amend sections 30-101 and 77-2108, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide that the interest of any surviving spouse shall be determined prior to the payment of any federal or state estate taxes, and such interest shall not be subject to or diminished by any debt or charge against such estate by reason of such federal or state estate tax; to provide for including marital deductions in arriving at the value of the net estate of a decedent as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Klaver	Moulton	Wilson
Carson	Kotouc	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Brower	Carpenter	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 262. Laid over.

LEGISLATIVE BILL 212. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Mr. Burney asked unanimous consent that the following amendments be adopted:

1. Amend page 2 of the bill, section 1, line 27 by inserting after the word "material" the words "*consisting of units which cannot reasonably be dismantled or disassembled*", and line 39 by inserting after the word "necessary" the following:

" , including a permit fee of not to exceed five dollars".

2. Amend the title to conform.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 569. E and R amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

Advanced to E and R for engrossment.

MOTION—Evening Session

Mr. President: I move that after we recess this afternoon, we meet at 7:00 p.m. this evening to read the appropriations bill, if we do not have time to read it this afternoon. (Signed) Sam Klaver

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 311.

Section 1. Read and considered.

Mr. Carson offered the following amendment, which was adopted:

1. Amend section 1 of the bill, line 11 by inserting "and" after the punctuation, and by striking "; and" in line 16 and by striking all of lines 17 to 43 and inserting in lieu thereof the punctuation ".".

The remainder of the bill was read and considered.

Mr. Marvel offered the following amendment, which was adopted with 19 ayes, 14 nays and 10 not voting:

1. Amend the bill by adding at the end of section 4 the following:

"Such order shall further provide that no water shall be withdrawn from the storage reservoir for the purpose of irrigating lands outside the basin from which the water originates unless at the time of withdrawal the total amount of water remaining stored in the reservoir after withdrawal is more than one-third of the total effective storage capacity of such reservoir.", and amend the title accordingly.

Mr. Marvel moved to advance L. B. 311 to E and R for review.

Pending.

Approved by the Governor

May 25, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 23, 1953, he approved L. B. 392, 404, 501, 564 and 575 and on May 25, 1953, he approved L. B. 225, 283, 318, 356, 391, 478, 517, 568, 585 and 587.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Message From The Governor

**TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:**

Legislative Bill 576 is being returned without my signature.

This bill failed to pass with the emergency clause.

Because of this the salary raise for liquor commissioners cannot become effective until two years from today.

I agree that during recent inflationary years the salary of liquor commissioners has not been equal to the difficult responsibility involved. It has not been easy to persuade able men to give up their businesses and accept appointment to this Commission.

Further, I authorized Commissioner Coonrad to say that this bill had my approval. In so expressing myself I assumed that the increase would become effective today through passage of the bill as introduced with the emergency clause.

As it stands, this bill attempts to prophecy the salary that will be proper two years from now. Two years can bring many changes. The 1955 Legislature will have ample time to consider and act on the situation then existing.

Respectfully submitted this 25th day of May, 1953.

(Signed) Robert B. Crosby

Governor of Nebraska

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 589. Placed on Select File as amended.

E and R amendments to L. B. 589:

1. In section 1, line 2 after "out of" insert "money in"; strike the first comma in line 3; and in section 2, lines 4 and 5 strike "by him be paid" and in lieu thereof insert "be paid by him".

2. In the bill title, lines 3 and 4 strike "for the purpose of assisting" and in lieu thereof insert "to"; and in line 7 after the semicolon insert "to provide for payment thereof to the treasurer of such school district as prescribed;".

LEGISLATIVE BILL 143. Replaced on Select File as amended.

E and R amendments to L. B. 143:

1. In Lee amendment 2, line 2 of the original after "of" insert "the decedent, who leaves".

2. Strike the quotation marks in section 1 of the bill.

LEGISLATIVE BILL 278. Placed on Select File as amended.

E and R amendments to L. B. 278:

1. In Standing Committee amendment 2, after the last semicolon of newly inserted matter, insert "to eliminate certain items in arriving at such amount;";

2. In section 1, line 3 before "The" insert "(1)"; line 6 after the period insert "(2)"; lines 9 and 10, strike ", properly advertised," and show as stricken matter; line 10, strike the period and in lieu thereof insert ", after proper advertisement as set forth in subsection (5) of this section . (3)"; line 11 after "employed" and in line 12 after "practicable" insert a comma; lines 12 and 13 strike "repair and improvement" and in lieu thereof insert "repair repairs, and improvement improvements"; line 19 before "The" insert "(4)"; in the same line before "shall" insert ", at the letting referred to in subsection (2) of this section,,"; line 20 after "board" insert ", prepared as is provided for by subsection (5) of this section,,"; line 21 after the period insert "(5)"; line 22 after the comma insert "as is provided for by subsection (2) of this section,,"; and in line 31 after "All" insert "such".

LEGISLATIVE BILL 494. Placed on Select File as amended.

E and R amendments to L. B. 494:

1. In standing committee amendment 1, line 2 of the original insert a comma after "supervisors".

2. Insert a comma in section 6, page 4, line 1 after "papers" line 2 after "education", line 11 after "date", line 16 after "elector", and line 17 after "candidate"; section 9, page 5, line 5 after "expenses"; section 12, page 6, line 1 after "furnish"; section 13, line 8 after "intendent"; section 14 page 7, line 33 after "budget", line 46 after "merger"; section 16, page 9, line 7 after "education", line 9 after "Instruction", line 10 after "meeting", line 32 after "strations", line 33 after "teachers", line 36 after "promote", and line 55 after "plans".

3. In section 2, line 4 after "upon" insert "the"; line 5 strike ", and notification" and in lieu thereof insert "and notice thereof"; and in line 7 strike ", in which case the" and in lieu thereof insert " . Thereafter such Class III".

4. In section 4, line 1 after "4." insert "(1)"; line 2 after the comma insert "who shall be"; line 3 strike ", one member to"

and in lieu thereof insert “ . One member shall”; line 5 strike “, one member to be” and in lieu thereof insert “and one member”; at the beginning of line 9 insert “(2)”; at the beginning of line 21 insert “(3)”; and at the end of line 21 insert “thereafter”.

5. In section 5, line 1 strike “Failure” and in lieu thereof insert “A vacancy, referred to in subsection (3) of section 4, shall result from (1) a failure”; line 2 strike “or” and in lieu thereof insert “, (2)”; line 4 strike the semicolon and in lieu thereof insert “, (3)”; line 5 strike the semicolon and in lieu thereof insert “, (4)”; line 6 strike the semicolon and in lieu thereof insert “, (5)”; line 7 strike the balance of the line commencing with the first comma and in lieu thereof insert “his area, (6) the forfeiture of his office, (7)”; line 9 strike “; or” and in lieu thereof insert “, or (8)”; and in line 11 strike “, shall constitute a vacancy”.

6. In section 6, line 4 strike the comma; line 15 strike “, and each” and in lieu thereof insert “ . Each”.

7. In section 7, line 1, after “7.” insert “(1)”; lines 1 and 2 strike “to be printed the ballots” and in lieu thereof insert “the ballots to be printed”; line 3 strike “, and not” and in lieu thereof insert “ . Not”; line 4 after “election” insert “, he”; line 6 after “for” insert “the”; line 12 at the beginning of the line insert “(2)”; and in the same line strike “likewise”.

8. In section 8, line 7 after “make” insert “a”; and in line 11 after “issue” insert “the”.

9. In section 11, line 4 after “upon” insert “the”; section 12 line 1 after “board” insert “of commissioners or supervisors”.

10. In section 13, line 3 strike “their” and in lieu thereof insert “its”; at the end of line 6 insert “of education”; line 9 strike “The county board shall determine” and in lieu thereof insert “Determine”; lines 13 and 16 strike “The county board shall adopt” and in lieu thereof insert “Adopt”; strike all of line 19 and in lieu thereof insert “(4) Per-”.

11. In section 14, line 3 after “on” insert “the”; line 34 after “board” insert “of commissioners or supervisors”.

12. In section 16, lines 15 and 22 and 42 after “board” insert “of education”; line 34 strike “Department” and in lieu thereof insert “Superintendent”; line 49 strike “State Department” and

in lieu thereof insert "Superintendent"; line 86 strike "Department" and in lieu thereof insert "Superintendent"; line 99 strike both commas; and in line 159 at the end of line insert "and"; in section 17, line 2 after "board" insert "of education".

13. In the bill title, line 6 after "vote of" insert "the"; line 8 after the first "for" insert "the"; line 9 after "provide" insert "certain powers and qualifications of and"; and in lines 10 and 11 strike "for federal cooperation" and in lieu thereof insert "duties for certain public officials; to provide which county board of education shall have jurisdiction as prescribed if a school district is located in more than one county; to provide what constitutes a vacancy on such board and how the same shall be filled; to provide salaries; to permit the selection of a county attendance officer; to provide qualifications for a deputy county superintendent; to provide for officers of the board".

14. At the end of line 11, section 5, insert after the period "The word area, as used in subdivision (5) of this section, shall mean either his election area or the area of the county school system, as the case may be, as referred to in subsection (1) of section 4 of this act." •

15. In section 16, line 38 strike the comma.

LEGISLATIVE BILL 87. Replaced on Select File as amended.

E and R amendment to L. B. 87:

1. In the bill title, before the last semicolon insert "; to expressly include book accounts in Class "A" intangible property".

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Person introduced Mrs. Ruth Craig, Teacher, and fifteen students from David City Public School, David City, Nebraska; also five sponsors.

Mr. Martin introduced Father Egging, sponsor, and thirty students from Blessed Sacrament School, Grand Island, Nebraska; also four sponsors.

Member Excused

Mr. Dooley was excused for this afternoon.

RECESS

At 11:58 a.m., on a motion by Mr. Liebers, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Brower, Carpenter, Dooley and Hubka, who were excused.

Visitors

Mr. Britt introduced Mrs. Childress, Teacher, and twenty-five students from Irving Junior High School, Lincoln, Nebraska.

Mr. Liebers introduced Mr. Rene Bilbao, Bolivia, Miss Walda Menezes, Brazil, Miss Lilliana Costabile, Mexico, Miss Martha DeGuili, Uruguay and Mr. Vincente Alba, Panama, who are guests of the State Farm Bureau, and Mr. and Mrs. Boesiger, Cortland, Nebraska, Mr. and Mrs. Tadken, Firth, Nebraska, and Mr. and Mrs. Bargman, Beatrice, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 311. Consideration of Marvel motion to advance to E and R for review.

Mr. Person moved to indefinitely postpone L. B. 311.

Mr. Kotouc moved the previous question, which lost with 20 ayes, 2 nays and 21 not voting.

The Person motion prevailed with 24 ayes, 10 nays and 9 not voting, and L. B. 311 was indefinitely postponed.

Explanations of Vote

Mr. President: Had I been present when the vote was taken, I would have voted against indefinite postponement of L. B. 311 on General File. (Signed) Arthur Carmody

Mr. President: Had I been present when the vote was taken, I would have voted to indefinitely postpone L. B. 311 on General File. (Signed) Otto Kotouc, Sr.

RECESS

At 4:41 p.m., on a motion by Mr. Fenske, the Legislature recessed until 7:00 p.m.

AFTER RECESS

The Legislature reconvened at 7:06 p.m., Speaker Tvrdik presiding.

The roll was called and all members were present except Messrs. Brower, Carpenter, Dooley, Hubka, Larkin, Williams and Wilson, who were excused.

GENERAL FILE

LEGISLATIVE BILL 243. Read.

Mr. Aufenkamp Presiding

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 148. Placed on Select File as amended.

E and R amendments to L. B. 148:

1. In accordance with Lee amendment to correlate original section 2 of this bill with section 1 of LB 196, the committee on enrollment and review are authorized by certificate, or otherwise, to add a new section 1 to amend section 1 of Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, using the wording of said section 1 of LB 196 as it was passed and approved except to show the wording, in schedule "A" of said section 1 of LB 196 as stricken matter substantially as follows:

"FOR VICE PRESIDENT

Vote for One

☐ John Doe

☐ Richard Roe

☐ _____"

2. In line 1 of original section 3, after "original" and in the bill title, line 2 after "amend" insert "section 32-420, Reissue

Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, and".

3. Strike Nelson amendment 2 of May 11, 1953 and in lieu thereof strike "in April, June," in line 4 of original section 2 and in lieu thereof insert "*after the second Monday in April May* ,".

4. Show the matter stricken, in original section 2 lines 5 and 6 as stricken matter, by Lee amendment of May 11, 1953.

5. In original section 1, line 1 strike "Section 1." and in lieu thereof insert "Sec. 2." and renumber the other sections accordingly.

6. In the bill title, line 2 strike "and 32-506" and in lieu thereof insert ", 32-506, and 32-507"; and in line 4 after "election" insert "except as prescribed; to eliminate preferential vote for Vice President at primary elections as prescribed".

LEGISLATIVE BILL 170. Placed on Select File as amended.

F and R amendments to L. B. 170:

1. In Lillibridge amendment 1, line 2 of the original insert a comma after "dealer"; and in Lillibridge amendment 2, line 2 after "price" insert "of cigars".

2. Insert a comma in section 1, lines 7 and 33 after "syndicate", line 23 after "tobacco" and "shape", lines 24 and 29 after "adulterated"; section 3, line 4 after "tax" as in statutes; section 4, line 4 after "er"; section 5, line 3 after "invoices"; section 8, line 13 after "annually" and at the end of the line; section 9, line 14 after "counts"; section 10, line 6 after "assistants", line 11 after "enforcement", line 13 after "sheriff", line 20 after "stamps", line 28 after "regulations", and line 46 after "license"; section 12, line 5 after "forge", lines 6 and 10 after "stamp", and line 9 after "spurious"; in section 16, line 3 after "cigarettes", line 4 after "cigars"; and line 23 after "may".

3. Strike all the quotation marks in section 1 and show as stricken matter.

4. In section 3, line 5 strike the first comma and show as stricken; line 7 after "for" insert "*and required under section*

77-2606"; line 11 after "and" insert "are"; line 13 strike the first comma; and in line 28 strike the first comma and show as stricken.

5. In section 4, line 5 strike the first comma and show as stricken; line 9 strike ", covering" and in lieu thereof insert ", covering ,"; and in section 5, line 6 strike the comma.

6. In section 7, line 10 strike "said stock" and in lieu thereof insert "said *such portion of his stock of cigarettes and cigars*"; line 13 after "cigarettes" insert "*or cigars*"; line 15 strike the comma; line 17 after "carton" insert "*, package,*"; line 18 strike ", "Received" " and in lieu thereof insert "*or cigars, "Received"* "; also in line 18 before "shall" insert "*he*"; line 20 after "carton," insert "*package,*"; line 22 after "package" insert "*, box, or container*"; and in line 23 strike "herein designated" and in lieu thereof insert "*herein designated provided for in this act*".

7. In section 8, line 4, after the period insert "(1)"; in line 5 after "piece" insert "*, box, carton,*"; line 7 after "affixed" insert "*as provided for in section 76-2606*"; line 10 strike ", and the" and in lieu thereof insert "*. The , and the*"; line 12 after the period insert "(2)"; line 17 after the period insert "(3)"; and in line 27 after the period insert "(4)".

8. In section 9, line 8 strike the first "the" as it appears also in line 7; line 12 strike the comma and show as stricken; section 10, line 4 after the period insert "(1)"; line 8 strike the first comma and show as stricken matter; line 13 after the period insert "(2)"; line 14 strike "hereunder" and in lieu thereof insert "*hereunder under the terms of this act*"; lines 24 and 25 strike ", said" and in lieu thereof insert "*, said . The*"; line 25 strike "to" and in lieu thereof insert "*to shall*"; line 27 after the period insert "(3)"; line 29 strike the comma; line 30 after the period insert "(4)"; and at the end of line 37 insert "has" as in statutes.

9. In section 11, line 6 strike the first comma; line 10 strike the comma.

10. In section 12, line 5 after "shall" insert "(1)"; line 7 strike the comma and show as stricken matter; line 8 strike "or who shall" and in lieu thereof insert "*or who shall (2)*"; line 13 strike "or shall" and in lieu thereof insert "*or shall (3)*"; and in line 17 strike "who affixes" and in lieu thereof insert "*who affixes (4) affix*".

11. In section 13, line 4 after "who" insert "(1)"; line 5 strike the comma and show as stricken matter; line 8 strike "who" and in lieu thereof insert "(2) who"; line 12 strike the comma and show as stricken matter; line 23 after the first "of" insert "an"; and at the end of line 23 insert "to" as in statutes.

12. In section 16, line 3 after the period insert "(1)"; line 7 strike the first comma; line 10 strike "and" and in lieu thereof insert "and . *Such cigarettes or cigars*"; line 13 after "state" insert "*without a warrant*"; lines 13 and 14 strike ", without a warrant." and in lieu thereof insert ", without a warrant . (2)"; line 19 after the period insert "(3)"; line 20 strike "good faith" and in lieu thereof insert "*the good faith, referred to in subsection (2) of this section*"; line 29 after "cigars" insert "*at such sale*"; strike the comma in line 31; at the beginning of line 32 insert "(4)"; line 33 after "provisions" insert "*of subsection (1) or (3)*"; line 36 strike the comma; at the beginning of line 37 insert "(5)"; and in line 41 after "cigars" insert "*seized or confiscated as provided for by subsection (1) or (3) of this section*".

13. In section 17, line 8 after "and" insert "*the*"; line 14 strike ", and a" and in lieu thereof insert "; and a . A"; and in section 18, line 4 strike "also".

14. In the bill title, line 11 after the first semicolon insert "to make certain acts unlawful"; and in line 17 after "tax" insert "provided for by this act".

LEGISLATIVE BILL 285. Placed on Select File as amended.

E and R amendments to L. B. 285:

1. In Standing Committee amendment 6, line 5 after "words" insert "or terms"; strike the quotation marks in lines 5, 6, 9, and 10.

2. In the bill, section 1, line 1, before "The" insert "(1)"; line 8, before "All" insert "(2)"; line 13, before "The" insert "(3)"; line 19, before "The" insert "(4)"; and in line 26 after "rules" insert a comma.

3. In section 2, line 13, after the period insert "Vacancies shall be filled as provided for in section 4 of this act."

4. In section 3, line 2, before "who" insert "(1)"; line 3, strike the first "or" and in lieu thereof insert "(2)"; line 4,

after "board" insert a comma; line 4, commencing with "nor" strike all of the line and all of line 5 and in lieu thereof insert "or (3) unless".

5. In section 5, line 11, strike the quotation marks; and in line 13, after "hold" insert a comma.

6. In section 7, line 1, before "The" insert "(1)"; line 17, before "The" insert "(2)"; in the same line after "meetings" insert "of the State Board of Education"; line 24, before "The", insert "(3)"; and in the same line strike "board" and in lieu thereof insert "State Board of Education".

7. In section 8, line 8, after the second comma, insert "or"; line 28, after "approving"; line 45, after "rules"; line 55, after "teachers"; and in line 72, after "rules", insert a comma; line 61, after "of" insert "his"; line 64, before "formulation" insert "the"; and in line 76, strike "to" and in lieu thereof insert "for".

8. In section 9, line 17, after "goods" insert a comma.

9. In section 10, line 1, before "The" insert "(1)"; and in line 5, strike "thereof ." and in lieu thereof insert "thereto. (2)".

10. In section 11, after "shall" insert "(1)"; line 2, strike "shall" and in lieu thereof insert "(2)"; line 3, strike "and shall" and in lieu thereof insert "(3)"; and in line 5, strike " . He shall" and in lieu thereof insert "and (4)".

11. In section 12, line 14, after "board" strike the comma; and in line 20, after "rules"; line 27, after "experimentation"; line 39, before "with"; line 40, after "board" insert a comma.

12. In section 14, lines 2, 3, 4, and 6, strike the quotation marks; line 26, amend original bill to "79-1411" as in printed bill, instead of "70-1411".

13. In section 15, lines 2, 3, and 5 strike the quotation marks.

14. In section 16, lines 2, 3, 4, 6, 8, and 9, strike the quotation marks.

15. In section 17, lines 2, 3, 4, 6, 8, and 9 strike the quotation marks.

16. In section 18, line 7, strike ", and" and in lieu thereof insert "or".

17. In the bill title, after the last semicolon, insert "to provide for the construction of certain words or terms;".

LEGISLATIVE BILL 242. Placed on Select File as amended.

E and R amendments to L. B. 242:

1. In section 1, line 6, after "of" insert "the".

2. In the bill title, line 5 after "1951" insert a comma; and in lines 6 and 7 strike "prescribe conditions for" and in lieu thereof insert "provide for the".

(Signed) Joseph D. Martin, Chairman

Adjournment

At 8:22 p.m., on a motion by Mr. Peterson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

NINETY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, May 26, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brower, who was excused.

The Journal for the Ninety-eighth Day was approved as corrected.

Communications

Letter from Mr. Charles W. Hurless, Lincoln, Nebraska, relative to L. B. 411. Referred to Committee on Revenue.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 26. Correctly enrolled.
LEGISLATIVE BILL 96. Correctly enrolled.
LEGISLATIVE BILL 358. Correctly enrolled.
LEGISLATIVE BILL 378. Correctly enrolled.
LEGISLATIVE BILL 455. Correctly enrolled.
LEGISLATIVE BILL 578. Correctly enrolled.
LEGISLATIVE BILL 569. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 26

L. B. 358

L. B. 455

L. B. 96

L. B. 378

L. B. 578

RESOLUTIONS**LEGISLATIVE RESOLUTION 30. Re: Committee To Investigate Practices Of State Departments.**

Introduced by George Syas of Douglas.

WHEREAS, some of the departments have been active in sponsoring or objecting to certain Legislative bills by either writing letters generally to the Senators or issuing regular monthly bulletins to persons or companies licensed by such departments, and

WHEREAS, there has been a lack of accounting and book-keeping practices by some departments and are unable to show the cost to the department or division when asked the relation of cost to the item sold, and

WHEREAS, some departments furnish information to their licensees by a monthly bulletin, and

WHEREAS, some departments fail to maintain production orders or inventories of completed production, and fail to collect unpaid production orders, and

WHEREAS, state-owned motor vehicles are used in many instances contrary to the intent for which purchased.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to investigate the various practices set forth in this resolution and make a report to the next regular session of the Legislature with their recommendations. The report shall also contain recommendations with the view of improving the efficiency and economy of state government and such other suggestions as may be deemed pertinent.

Visitors

Mr. Liebers introduced Miss Aileen Dean, Teacher, and twenty-seven students from West Lincoln School, Lincoln, Nebraska; also three mothers.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 257.

A bill for an act to amend section 35-301, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies and firemen; to change the aggregate hours of duty of firemen employed in the fire department of cities having paid departments and days or times of such duty in the manner permitted or prescribed, on and after January 1, 1954; to give certain powers to the chief of such a fire department; to provide for off duty periods; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Carson	Klaver	Moulton
Anderson	Cramer	Kotouc	Peterson
Aufenkamp	Diers	Larkin	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Carmody	Hill	Martin	Wilson
Carpenter	Hubka	Marvel	

Voting in the negative, 9:

Beaver	Coffey	Liebers	Person
Britt	Cole	Nelson	Vogel
Burney			

Not voting, 3:

Brower	Lee	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Moulton was excused for the remainder of the day.

Unanimous Consent—Return L. B. 279 to Select File

Mr. Cramer asked unanimous consent to return L. B. 279 to Select File for a specific amendment. Consent was granted. So ordered.

LEGISLATIVE BILL 315. With emergency.

A bill for an act relating to school lands and funds; to provide for annexation of lands abutting on and adjacent to any city of the first or second class; to provide the procedure for such annexation; to provide the effect of such annexation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Britt	Duis	McHenry	Tverdik
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson
Carpenter			

Voting in the negative, 0.

Not voting, 2:

Brower	Moulton
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 511.

A bill for an act to amend section 48-203, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no female person shall be employed in metropolitan, primary, and first class cities by any employer more than nine hours during any one day or more than fifty-four hours in one week, except as prescribed; to prohibit the employment of such female persons by any employer of twenty-five or more people within the state for more than nine hours during any one day or more than fifty-four hours in any one week, except as prescribed; to restrict the hours of the day that such a female person may work; to provide that the Commissioner of Labor shall issue permits, for the purposes prescribed, only after careful investigation as set forth; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carmody	Klaver	Person
Anderson	Carpenter	Kotouc	Peterson
Aufenkamp	Carson	Larkin	Pizer
Beaver	Coffey	Liebers	Shultz
Bixler	Cole	Lillibridge	Syas
Bridenbaugh	Diers	McHenry	Tvrdik
Britt	Duis	McNutt	Williams
Brown	Fenske	Martin	Wilson
Burney	Hill	Marvel	

Voting in the negative, 0.

Not voting, 8:

Brower	Dooley	Lee	Nelson
Cramer	Hubka	Moulton	Vogel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 542.

A bill for an act to amend section 68-101, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to increase the maximum amount per week which persons, liable for the support of his or her father, grandfather, mother, grandmother, child, grandchild, sister, or brother, shall forfeit and pay the county board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 29:

Adams	Carmody	Duis	Marvel
Anderson	Carpenter	Fenske	Person
Aufenkamp	Carson	Hubka	Shultz
Beaver	Coffey	Larkin	Syas
Bridenbaugh	Cole	Liebers	Tvrdik
Britt	Diers	McNutt	Vogel
Brown	Dooley	Martin	Wilson
Burney			

Voting in the negative, 12:

Bixler	Klaver	Lillibridge	Peterson
Cramer	Kotouc	McHenry	Pizer
Hill	Lee	Nelson	Williams

Not voting, 2:

Brower	Moulton
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 544.

A bill for an act to amend sections 68-115, 68-228, and 68-419, Reissue Revised Statutes of Nebraska, 1943, relating to paupers and public assistance; to redefine legal settlement; to provide what county shall be liable for old age and blind assistance; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Klaver	Nelson
Anderson	Coffey	Kotouc	Person
Aufenkamp	Cole	Larkin	Peterson
Beaver	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Dooley	Lillibridge	Syas
Brown	Duis	McHenry	Tvrdik
Burney	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Williams
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 0.

Not voting, 3:

Britt	Brower	Moulton
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Amend Rules

Mr. President: I move to amend Rule 5, Section 2. by inserting at the end thereof the following: "Not more than two members including the Chairman from any one county shall be appointed to any one Committee." and that this amendment be referred to the Rules Committee. (Signed) Terry Carpenter

Mr. Adams moved that the Carpenter motion be tabled.

The Adams motion lost with 0 ayes, 20 nays and 23 not voting.

The Carpenter motion prevailed with 28 ayes, 0 nays and 15 not voting.

MOTION—Amend Rules

Mr. President: I move to amend Rule 6, Section 11, by adding "except the individual voting record of each member of

the Committee." and the amendment be referred to the Rules Committee. (Signed) Howard L. Britt

The motion prevailed with 24 ayes, 0 nays and 19 not voting.

Visitors

Mr. Nelson introduced Mr. and Mrs. H. B. Burch, O'Neill, Nebraska, and several friends from Genoa, Nebraska.

Mr. Lee introduced Mohammed Ali, Attorney General of Pakistan, who addressed the Legislature.

Explanations of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 257. (Signed) Earl J. Lee, W. J. Williams.

Unanimous Consent—Return L. B. 212 to Select File

Mr. Coffey asked unanimous consent to return L. B. 212 to Select File for the following specific amendments:

1. Amend page 2 of the bill, section 1, line 39, by inserting after the word "dollars" the following:

"Such fee shall be in lieu of the license fee over and above what the truck could legally haul."

2. Amend the title to conform.

Consent was granted. So ordered.

SELECT FILE

LEGISLATIVE BILL 212. Mr. Coffey asked unanimous consent that his amendments found in this day's Journal be adopted.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 538 to Select File

Mr. Tvrdik asked unanimous consent to return L. B. 538 to Select File for the following specific amendments:

1. Amend section 2 of the bill, line 3 by striking "administrative or", line 13 by striking "approve" and inserting "make", line 22 by inserting before "His" the following:

"The director may be removed by the board for cause. Vacancy in the office of director may be filled by the board pending confirmation by the Legislature in the first regular or special session to be held after such a vacancy occurs."

2. Amend section 3 of the bill, by striking line 12 and inserting "(4) with the approval of the board, to appoint and fix the salaries of all necessary staff for performance".

3. Amend section 5 of the bill, line 10 by inserting after "appoint" the words "and fix the salary of".

4. Amend section 6 of the bill, line 8 by inserting after the word "welfare" the words "with the approval of the county board of public welfare".

5. Amend the bill, by striking section 7, and renumbering sections 8 to 12 as sections 7 to 11, respectively.

Pending.

Unanimous Consent—Return L. B. 89 to Select File

Mr. Carmody asked unanimous consent to return L. B. 89 to Select File for the following specific amendment:

1. Amend section 1 of the bill and amendments thereto by striking the word and figure "and (6)" and inserting "(6) the special levy authorized in section 77-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 392, Sixty-fifth Session, Nebraska State Legislature, 1953, to provide medical, surgical, and hospital care for needy persons of the county, and (7)".

Consent was granted. So ordered.

SELECT FILE

LEGISLATIVE BILL 89. Mr. Carmody asked unanimous consent that his amendment found in this day's Journal be adopted.

Consent was granted. Amendment adopted.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 279. Mr. Cramer asked unanimous consent that the following specific amendment be adopted:

Amend Section 3, Line 5, by striking "*superintendent*" inserted by Enrollment and Review amendment 2 and reinserting "*committee*" in lieu thereof.

Consent was granted. Amendment adopted.

Advanced to E and R for re-engrossment.

Mr. McNutt Presiding

LEGISLATIVE BILL 259. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Mr. Liebers asked unanimous consent that L. B. 259 be held over for a day or two for a specific amendment.

Mr. Bridenbaugh objected.

Mr. Liebers moved that L. B. 259 be held over until May 28, 1953, for a specific amendment.

Mr. Lillibridge moved the previous question, which prevailed with 31 ayes, 1 nay and 11 not voting.

The Liebers motion was lost with 17 ayes, 19 nays and 7 not voting.

Mr. Tvrdik asked unanimous consent that the following specific amendments be adopted:

1. Amend Standing Committee amendment 1, line 6 by striking "forty" and inserting "fifty".

2. Amend Standing Committee amendment 1, line 19 by inserting after the word and punctuation "improvements," the following:

"amortization of bonded indebtedness when created for street improvements,".

Consent was granted. Amendments adopted.

Mr. Bridenbaugh moved to advance L. B. 259 to E and R for engrossment.

Mr. Klaver moved to indefinitely postpone the bill.

Mr. Lillibridge moved the previous question, which prevailed with 34 ayes, 0 nays and 9 not voting.

Mr. Klaver requested a record vote.

Voting in the affirmative on the Klaver motion, 13:

Adams	Hill	Liebers	Syas
Carmody	Klaver	Marvel	Tvrdik
Carson	Larkin	Peterson	Williams
Coffey			

Voting in the negative, 26:

Anderson	Carpenter	Kotouc	Nelson
Aufenkamp	Cole	Lee	Person
Beaver	Cramer	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Vogel
Brown	Duis	Martin	Wilson
Burney	Fenske		

Not voting, 4:

Britt	Brower	Hubka	Moulton
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The motion was lost.

Mr. Britt moved that L. B. 259 be returned to General File for the following specific amendment:

Amend L. B. 259 to provide that all cars pay a registration fee of \$6.00.

Mr. Larkin requested a record vote.

Voting in the affirmative on the Britt motion, 16:

Adams	Britt	Carson	Hill
Aufenkamp	Carmody	Coffey	Hubka

Klaver	Liebers	Peterson	Tvrdik
Larkin	Marvel	Syas	Williams

Voting in the negative, 24:

Anderson	Carpenter	Kotouc	Nelson
Beaver	Cole	Lee	Person
Bixler	Diers	Lillibridge	Pizer
Bridenbaugh	Dooley	McHenry	Shultz
Brown	Duis	McNutt	Vogel
Burney	Fenske	Martin	Wilson

Not voting, 3:

Brower	Cramer	Moulton
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The motion was lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 262. Advanced to E and R for engrossment.

LEGISLATIVE BILL 143. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 87. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment with 22 ayes, 7 nays and 14 not voting.

LEGISLATIVE BILL 494. Mr. Burney moved to indefinitely postpone.

The motion prevailed, and L. B. 494 was indefinitely postponed.

Members Excused

Messrs. Bixler, Martin and Williams were excused for this afternoon.

RECESS

At 12:04 p.m., on a motion by Mr. Lillibridge, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:31 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Bixler, Brower, Hubka, Martin, Moulton and Williams, who were excused.

NOTICE OF COMMITTEE HEARINGS**Rules**

Tuesday, June 2, 1953

1:00 p.m.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 26, 1953, at 10:00 a.m.:

L. B. 98

L. B. 462

L. B. 549

L. B. 426

(Signed) Joseph D. Martin, Chairman

SELECT FILE

LEGISLATIVE BILL 278. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 148. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 170. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Mr. Anderson asked unanimous consent that the following amendments be adopted:

1. Amend section 2 of the bill, line 3 by inserting after the word "cigars" the following:

" , smoking tobacco, chewing tobacco, and snuff".

2. Amend the Lillibridge amendment 2, line 2 by inserting after the word "per cent" the following:

"cigars, smoking tobacco, chewing tobacco, and snuff".

3. Amend the title to conform.

Mr. Lillibridge objected.

Mr. Anderson moved that L. B. 170 be returned to General File for the above specific amendment.

Mr. Anderson requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Anderson moved that the Call be raised, which prevailed with 30 ayes, 0 nays and 13 not voting.

The original Anderson motion prevailed with 22 ayes, 7 nays and 14 not voting.

LEGISLATIVE BILL 285. Bracketed.

LEGISLATIVE BILL 286. Bracketed.

Visitors

Mr. Shultz introduced Mr. and Mrs. Myron Brodesky, Howells, Nebraska, Mr. and Mrs. Louis Kuester, Clarkson, Nebraska, Mrs. Hugo Malehow, Wisner, Nebraska, Mr. Robert Kuester, Clarkson, Nebraska, and Miss Thelma Brekke, Scottsbluff, Nebraska.

Mr. Maryel introduced Dr. E. A. Thomas, Hastings, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 170.

Mr. Anderson moved that his amendments found in this day's Journal be adopted.

The motion prevailed.

Mr. Hill moved to indefinitely postpone L. B. 170.

The motion lost with 16 ayes, 19 nays and 8 not voting.

Advanced to E and R for review.

MOTION—Bracket L. B. 259

Mr. President: I move that L. B. 259 be bracketed on Final Reading and held there until L. B. 114 reaches Final Reading; then L. B. 114 considered ahead of L. B. 259. (Signed) Terry Carpenter

The motion was lost with 9 ayes, 21 nays and 13 not voting.

Unanimous Consent—Withdraw L. B. 187

Mr. Marvel asked unanimous consent that L. B. 187 be withdrawn. Consent was granted and it was so ordered.

LEGISLATIVE BILL 411. The Duis motion to reconsider the Carpenter amendments pending.

The motion was lost with 2 ayes, 18 nays and 23 not voting.

Mr. Carmody offered the following amendment:

1. Amend section 1 of the bill by striking lines 10 to 17 and inserting in lieu thereof the following:

"listed and taxed in this state . and the actual value of the property of the corporation outside of this state. The corporation shall furnish the county assessor or State Tax Commissioner such proof of the value of its property outside of the state as they may require. The corporation shall pay the tax assessed upon *the proportion of its stock or shares owned by residents of Nebraska* , and shall have a lien thereon for the tax paid.

2. Amend the title to conform.

Mr. Carmody requested a record vote.

Voting in the affirmative, 6:

Carmody	Carson	Hill	Nelson
Carpenter	Duis		

Voting in the negative, 25:

Adams	Cole	Kotouc	Marvel
Anderson	Cramer	Lee	Pizer
Beaver	Diers	Liebers	Syas
Bridenbaugh	Dooley	Lillibridge	Tvrdik
Britt	Fenske	McHenry	Vogel
Brown	Klaver	McNutt	Wilson
Coffey			

Not voting, 12:

Aufenkamp	Burney	Martin	Peterson
Bixler	Hubka	Moulton	Shultz
Brower	Larkin	Person	Williams

The Carmody amendments were not adopted.

Mr. Vogel offered the following amendments, which were adopted:

Amend the bill, Section 1, Line 12, by striking the period after the word "State" and inserting in lieu thereof a semicolon, and adding the following, "Provided, this section shall not apply to domesticated corporations subject to assessment and taxation under the provisions of Article 6, Chapter 77, Revised Statutes of Nebraska, 1943."

Amend the title to conform.

Adjournment

At 2:58 p.m., on a motion by Mr. Tvrdik, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDREDTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, May 27, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brower who was excused, and Mr. Bridenbaugh who was excused until 11:00 a.m.

The Journal for the Ninety-ninth Day was approved.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 26

L. R. 25

SUSPEND RULES—Introduce Bill

Mr. President: I move that the rules be suspended to permit the introduction of a bill dealing with a city-county building. (Signed) Otto H. Liebers

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 592. By Otto H. Liebers of Lancaster, Howard L. Britt of Lancaster and Robert D. McNutt of Lancaster.

A bill for an act to provide for the incorporation of a city-county building authority which shall have power to acquire, furnish, equip, own, improve, enlarge, operate, and maintain a building or buildings and the necessary site or sites therefor, for the use of any county and any city of the primary class which is the county seat; to provide for filing of the articles of incorporation and publishing of notices; to authorize the execution of contracts pertaining to such property, and the use thereof; to provide for the issuance of revenue bonds by such authority, as prescribed; to provide other powers, rights, and duties of the authority including those for the disposal of its property as prescribed; and to provide powers of the county board and the legislative body of a city of the primary class.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 155.

A bill for an act to amend section 32-216, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide when the registration and revision of registration shall be closed before any election; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Coffey	Larkin	Nelson
Anderson	Cole	Lee	Person
Aufenkamp	Cramer	Liebers	Peterson
Beaver	Diers	Lillibridge	Pizer
Bixler	Duis	McHenry	Shultz
Britt	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Burney	Hubka	Marvel	Vogel
Carmody	Klaver	Moulton	Williams
Carpenter	Kotouc		

Voting in the negative, 0:

Not voting, 5:

Bridenbaugh	Carson	Dooley	Wilson
Brower			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 105.

A bill for an act to amend section 14-204, Revised Statutes Supplement, 1951, relating to cities of the metropolitan class; to change the date for holding a primary election for the purpose of nominating candidates for the office of councilman; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson

Voting in the negative, 1:

Dooley

Not voting, 2:

Bridenbaugh Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 420.

A bill for an act to amend section 32-1042, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide the manner of holding an election to fill a vacancy in the office of Representative in Congress when that body will convene prior to the next general election; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 31:

Adams	Coffey	Liebers	Peterson
Anderson	Cole	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Britt	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams
Carpenter	Kotouc	Moulton	Wilson
Carson	Larkin	Person	

Voting in the negative, 10:

Aufenkamp	Cramer	Klaver	Nelson
Beaver	Dooley	Lee	Syas
Brown	Hubka		

Not voting, 2:

Bridenbaugh Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 579. With emergency.

A bill for an act to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts or the secretary of Sundry Claims Board, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Coffey	Kotouc	Nelson
Anderson	Cole	Larkin	Peterson
Aufenkamp	Cramer	Liebers	Peterson
Beaver	Diers	Lillibridge	Pizer
Britt	Dooley	McHenry	Shultz
Brown	Duis	McNutt	Syas
Burney	Fenske	Martin	Tvrdek
Carmody	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson
Carson	Klaver		

Voting in the negative, 1:

Vogel

Not voting, 4:

Bixler	Bridenbaugh	Brower	Lee
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Approved by the Governor

May 27, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 26, 1953, he approved L. B. 98, 426, 462 and 549.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

SELECT FILE

LEGISLATIVE BILL 242. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 453 to General File

Mr. Marvel asked unanimous consent to return L. B. 453 to General File for the following specific amendments:

1. Amend the bill by striking sections 1, 2, and 3 and inserting in lieu thereof the following:

"Section 1. Any county in this state may together with any city of the first class of the county in which the county seat is located jointly acquire land for, erect, equip, furnish, maintain, and operate a joint city-county building to be used jointly by such county and city.

Sec. 2. The cost and expense of acquiring land for, erecting, equipping, furnishing, and maintaining a joint city-county building shall be borne by such county and city in the proportion as determined by the county board of the county and the city council of the city of the first class. The building shall not be erected or contracted to be erected and no land acquired therefor and no bonds shall be issued or sold by the county or the city of the first class until the county and the city of the first class have each been authorized to issue bonds to defray its proportion of the cost of such land, building, equipment, and furnishings by the required number of electors of the county and the city of the first class in the manner provided by sections 16-6,100 and 23-343, Revised Statutes Supplement, 1951.

Sec. 3. The amount of indebtedness authorized to be incurred by any county or city of the first class for the payment of principal and interest for the bonds authorized by the provisions of this act shall be in addition to and over and above any limits now fixed by law.

Sec. 4. The members of the county board of the county and the city council of the city of the first class city which agree to build a joint city-county building shall be the building commission to purchase the land for the building and to contract for

the erection, equipment, and furnishings of the building, and after completion thereof to be in charge of its maintenance and repair.

Sec. 5. The building commission shall cause to be prepared building plans and specifications for the joint building, and may employ architects, engineers, draftsmen, and such clerical help as may be deemed necessary for the purpose of preparing such plans and specifications. The compensation of such personnel shall be fixed by the commission and shall be paid in the same proportion as determined for defraying the cost as set forth in section 2 of this act. The contract for erecting the building, for the equipment, and for furnishings shall be let by the commission in the same manner as for other public buildings. The members of the commission shall receive no compensation for their services as members of the commission.

Sec. 6. The county and the city of the first class shall each provide in their annual budgets an item for their proportion of the expense of maintaining such joint city-county building.

Sec. 7. The building commission shall have power to accept gifts, devises, and bequests of real and personal property to carry out the purposes of this act and, to the extent of the powers conferred upon such board by the provisions of this act, to execute and carry out such conditions as may be annexed to any gift, devises, or bequest."

2. Amend the title of the bill by striking lines 2 to 10 and inserting in lieu thereof the following:

"FOR AN ACT to provide for acquiring land for, and constructing, equipping, furnishing, and maintaining of a joint city-county building by a county and a city of the first class as prescribed; to provide for payment of the cost therefor; to provide for issuance of bonds and levy of taxes; to provide for a building commission and the powers, duties, and compensation of the members thereof; and to provide that the building commission may accept gifts, devises, and bequests as prescribed."

Consent was granted. So ordered.

GENERAL FILE

LEGISLATIVE BILL 453.

Mr. Marvel moved that his amendments found in this day's Journal be adopted.

The motion prevailed.

Advanced to E and R for review.

Unanimous Consent—Return L. B. 262 to Select File

Mr. Nelson asked unanimous consent to return L. B. 262 to Select File for a specific amendment.

Mr. Carpenter objected.

Mr. Nelson moved that L. B. 262 be returned to Select File for a specific amendment.

The motion was lost for want of a second.

LEGISLATIVE BILL 411.

Mr. Coffey moved that the debate on L. B. 411 be limited to fifteen minutes per person.

The motion was lost with 8 ayes, 14 nays and 21 not voting.

Mr. Carpenter offered the following amendments:

In Section 1, line 17, add the following:

"The Corporation shall make a written report to the State Tax Commissioner each year, showing names of individual stockholders, shares owned by each stockholder, value of stock, and amounts of liens against each stockholder for taxes paid".

In Section 1 strike in line 10 the following:

"and the actual value of" and strike all of lines 11, 12, 13, 14, and strike in line 15, the following, "State as they may require".

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Aufenkamp
Carmody
Carpenter

Carson
Duis

Hill
Martin

Person
Peterson

Voting in the negative, 26:

Beaver	Diers	Lee	Moulton
Bixler	Dooley	Liebers	Nelson
Bridenbaugh	Fenske	Lillibridge	Pizer
Britt	Hubka	McHenry	Shultz
Burney	Klaver	McNutt	Tvrdik
Coffey	Kotouc	Marvel	Wilson
Cramer	Larkin		

Not voting, 8:

Adams	Brower	Cole	Vogel
Anderson	Brown	Syas	Williams

The motion was lost, and the amendments were not adopted.

Mr. Klaver moved to advance L. B. 411 to E and R for review.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 30:

Adams	Burney	Kotouc	Marvel
Anderson	Coffey	Larkin	Moulton
Aufenkamp	Cramer	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Fenske	McHenry	Vogel
Britt	Hubka	McNutt	Wilson
Brown	Klaver		

Voting in the negative, 5:

Carmody	Duis	Hill	Martin
Carpenter			

Not voting, 8:

Brower	Cole	Person	Tvrdik
Carson	Nelson	Syas	Williams

The motion prevailed and L. B. 411 was advanced to E and R for review.

Explanation of Vote

Mr. President: Had I been present I would have voted to advance L. B. 411 to E and R for review. (Signed) Charles F. Tvrdik

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on May 27, 1953, at 10:00 a.m.:

L. B. 26
L. B. 96

L. B. 358
L. B. 378

L. B. 455
L. B. 578

LEGISLATIVE BILL 315. Correctly enrolled.
LEGISLATIVE BILL 257. Correctly enrolled.
LEGISLATIVE BILL 511. Correctly enrolled.
LEGISLATIVE BILL 542. Correctly enrolled.
LEGISLATIVE BILL 87. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Bixler introduced Mr. and Mrs. Curt Natusch, Harrison, Nebraska.

Mr. Larkin introduced Mrs. McNamara, Sponsor, and fifteen students from St. Adalbert's School, Omaha, Nebraska; also five sponsors.

MOTION—L. B. 243, Substitute Bill

Mr. President: I move that the Legislature consider L. B. 243, Substitute Bill, at this time. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Vote of Thanks

Mr. President: I move that the Legislature express a vote

of thanks for the presentation of the budget message by Senator Carmody. (Signed) C. C. Lillibridge

The motion prevailed unanimously.

GENERAL FILE

LEGISLATIVE BILL 243. Considered.

Mr. Carmody, Chairman of the Budget Committee, offered the following amendments, which were adopted:

1. Amend section 13 of the bill, line 41 by striking "immigara-tion" and inserting "immigration".

2. Amend section 18 of the bill, line 9 by striking "175,000.00" and inserting "201,400.00".

3. Amend section 20 of the bill, line 22 by striking "\$50,000.00" and inserting "\$100,000.00".

4. Amend section 22 of the bill, lines 62 and 63 by striking "division of child welfare and maternity homes," line 95 by striking "1,350,000.00" and inserting "1,000,000.00", line 102 by striking "236,000.00" and inserting "210,000.00", line 120 by striking "44,000.00" and inserting "33,000.00", line 127 by striking "48,000.00" and inserting "24,000.00", line 133 by striking "32,000.00" and inserting "26,000.00", line 146 by striking "61,000.00" and inserting "33,000.00", and line 152 by striking "\$31,000.00" and inserting "\$20,000.00".

5. Amend section 25 of the bill by striking line 42 and inserting "cluding salary and expenses of State Engineer and members of State Highway Commission;," and line 63 by striking "35,640,000.00" and inserting "53,640,000.00".

6 Amend section 28 of the bill, line 1 by striking "CAPITAL" and inserting "CAPITOL".

7. Amend section 35 of the bill, line 9 by striking "of", and line 10 by striking "Scotts Bluff" and inserting "Scottsbluff".

8. Amend section 41 of the bill, line 13 by inserting "Levy" after "Fund", line 69 by striking "\$14,000.00" and inserting "\$200,000.00", and immediately after line 69 insert the following:

"(8) Kearney State Normal Library Fund, for general maintenance, reappropriate unexpended balance on hand

as of June 30, 1953, in Auditor Account No. 442, then appropriate all receipts collected for the biennium, estimated 14,000.00"

9. Amend section 47 of the bill, line 2 by inserting "reappropriated and" before "appropriated".

10. Amend section 48 of the bill, lines 6 and 7 by striking "except as provided in subdivision (a) of this subsection,".

11. Amend the bill by showing section 53 on pages 56 and 57 to follow immediately after section 52 on page 57.

12. Renumber sections 54, 55, and 56 on pages 58 and 59 of the bill as sections 55, 56, and 57, respectively.

MOTION—Amend L. B. 243

Mr. President: I move that the remaining funds from the flood relief appropriation, amounting to \$255,000.00, be re-appropriated as a fund to be used, should emergencies arise within our State. (Signed) Hal Bridenbaugh

Pending.

Member Excused

Mr. Adams was excused for Thursday, May 28, 1953.

Explanation of Vote

Mr. President: Had I been present when the record vote was taken on L. B. 411, I would have voted to advance the bill. (Signed) George Syas

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 107. Replaced on Select File as amended.

E and R amendment to L. B. 107:

1. After "Nebraska" in line 7 of title (line 6 of printed bill) insert " , 1943 ".

LEGISLATIVE BILL 114. Placed on Select File as amended.**E and R amendments to L. B. 114:**

1. In the Standing Committee amendment 1, line numbered 2 before "be", insert "as amended by section 9, Legislative Bill 262, Sixty-fifth Session, Nebraska State Legislature, 1953,"; line numbered 6 of original, after "wheel" insert "of a vehicle or trailer, referred to in subsection (1) of this section,"; strike all of the stricken matter commencing with "No" in line 13 to and including the colon in line 17; line 108, strike "~~These The~~ limitations" and in lieu thereof insert "The limitations , set forth in subsection (1) of this section, "; line 115, after "restricted" insert "to the extent deemed necessary"; line 117 after "subgrades" insert "or pavements are weak or"; in the same line strike all of the line commencing with "from", all of line 118 to and including "soil" and in lieu thereof insert "by climatic conditions"; and in line 121 after "bridge" insert "provided for by section 39-803.01 *and amendments thereto*".

2. In the Peterson amendment 1, line 2, after "(4)" insert a comma.

3. In renumbered section 2, line 13 before "as", insert a comma.

4. In renumbered section 3, line 3, before "Any" insert "(1)"; line 13 before "Upon" insert "(2)"; line 15 after "such" insert "a"; line 16 after "vehicle" insert "*as is referred to in subsection (1) of this section*"; in the same line before the second comma insert "*by subsection (1) of this section*"; and in line 21, strike "shall have" and show as stricken matter.

5. In renumbered section 7, line 1, before "39-723.03," insert "Reissue Revised Statutes of Nebraska, 1943, as amended by section 9, Legislative Bill 262, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections".

6. In the bill title, line 2 before "39-723.03," insert "Reissue Revised Statutes of Nebraska, 1943, as amended by section 9, Legislative Bill 262, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections"; line 8 of original, strike all of line commencing with "provided" and to and including "therefor" in line 9, and in lieu thereof insert "prescribed; to make certain acts unlawful; to provide penalties"; line 16, before the semicolon, insert "as prescribed"; and in line 20, after the semicolon, insert "to

exempt certain vehicles carrying livestock from certain overload limitations if the same are due to the shifting of livestock; to change or clarify certain provisions with reference to the limitations of size or weight of vehicles; to provide for arriving at the distance between axles;”.

7. Strike “These weights for The” in Standing Committee amendment 1, line 113, and in lieu thereof insert “The weight for”.

8. In new section 1, line numbered 114, strike “may” and in lieu thereof insert “shall”.

9. In original section 2, line 6, after “and” insert “to”.

LEGISLATIVE BILL 441. Replaced on Select File as amended.

E and R amendments to L. B. 441:

1. In Syas, Tvrdik and Moulton amendment 5, line 2, strike “11” and in lieu thereof insert “12”.

2. In Enrollment and Review amendment 1, strike “17 and 18” and in lieu thereof insert “18 and 19”.

LEGISLATIVE BILL 538. Replaced on Select File as amended.

E and R amendments to L. B. 538:

1. In line 17, section 11, strike “of Nebraska, 1951” and in lieu thereof insert “Supplement, 1951, and amendments thereof”.

2. In line 15, section 11, insert after “1943” “, and amendments thereof”.

3. In line 20, section 10, after “1951” insert “, and amendments thereof”.

(Signed) Joseph D. Martin, Chairman

RECESS

At 12:09 p.m., on a motion by Mr. Brown, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Brower and Larkin, who were excused.

SUSPEND RULES—Place L. B. 592 on General File

Mr. President: I move that the rules be suspended and L. B. 592 be placed on General File. (Signed) O. H. Liebers

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

GENERAL FILE

LEGISLATIVE BILL 243. Consideration of Bridenbaugh motion to amend found in this day's Journal.

The motion was lost.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS**Committee on Committees**

Mr. President: Your Committee on Committees wishes to report favorably the following re-appointment:

Earl J. MoyerCourt of Industrial Relations
(6 year term)

(Signed) C. C. Lillibridge, Chairman

MOTION—Adopt Report, Confirm Appointment

Mr. President: I move that the report of the Committee on Committees be adopted and that the appointment be confirmed by the Legislature. (Signed) C. C. Lillibridge, Chairman

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Visitors

Mr. Coffey introduced Mr. Irvin C. Hecht and Mr. Hubert Furse, Alma, Nebraska.

Mr. Liebers introduced Mr. Frank Sibert, Assistant State Rural Youth Leader, and one hundred twenty 4-H Club boys and girls attending the 37th Annual 4-H Club Week; also twenty-five leaders.

MOTION—Indefinitely Postpone Bills

Mr. President: I move that L. B. 443, 331, 477, 472 and 239 be indefinitely postponed. (Signed) O. H. Person

The motion was lost.

Mr. Carpenter appealed from the decision of the Chair.

The Chair put the question "Shall the Chair be sustained?"

The Chair was sustained with 18 ayes, 8 nays and 17 not voting.

Message From The Governor

MR. PRESIDENT, MR. SPEAKER AND
MEMBERS OF THE LEGISLATURE:

Legislative Bill 109 is being returned without my signature.

By an amendment from the floor this bill restricts the annual salaries that may be paid by reclamation districts in advance of beginning construction to the sum of \$4500.00 per year. An Attorney General's opinion holds that this restriction would not apply to engineering and other professional fees, as distinguished from salaries.

The background of this bill, as I understand it, deals with a controversy over the individual who at this time is secretary of the Mid-State Reclamation District and is being paid considerably more than \$4500 per year. I do not know the individual and I am not prepared to pass on the questions of whether he should be employed by the Mid-State Board or whether he is being paid more than he is worth.

I do feel that this is purely a local problem. The members of the Mid-State Board are elected by the people. The Mid-State Board should determine questions of employment and salary. It does not seem that the Mid-State District, if it has merit, or any other district that may be organized under this law, should be hampered by this kind of general legislation. Among those who have expressed concern over this bill is Walter R. Raecke who was the father of our Reclamation District Law. I urge that the legislature consider carefully the advisability of this type of legislation.

Respectfully submitted this 27th day of May, 1953.

(Signed) Robert B. Crosby

Governor

MOTION—Consider Bills

Mr. President: I move that all remaining bills on General File be considered in their present order and disposed of without further delay or postponement, unbracketed bills to be considered first. (Signed) Terry Carpenter

The Chair ruled that the motion required 29 votes in favor of passage.

The motion lost with 23 ayes, 1 nay and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 260.

The Lillibridge amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Mr. Carpenter offered the following amendments, which were adopted:

1. Amend page 5 of the bill, by inserting after section 2, a new section to be known as section 3, and to read as follows:

“Sec. 3. That section 32-530, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-530. Any qualified elector desiring to vote at any primary election held under the provisions of Chapter 32, article 5, shall be entitled to participate in such primary election upon presenting himself at the polling place where he is entitled to vote, but he shall not be entitled to receive a primary ballot, or be entitled to vote at such primary election, unless he be a registered voter when registration is required by law, and until he shall have first stated to the judges of such primary election with what political party he affiliates. *Any qualified elector shall be entitled to receive and vote the ballot of the political party he shall designate to the judges of such primary election, notwithstanding the fact that his registration may designate a different political party or no political party.*

2. Amend pages 5, 6, and 7, of the bill by renumbering old sections 3, 4, 5, 6, 7, and 8, as sections 4, 5, 6, 7, 8, and 9, respectively.

3. Amend page 7 of the bill, renumbered section 9, line 1, by inserting before the word "and" the following:

"32-530,".

4. Amend the title of the bill, line 2, by inserting before the word "and" the following: "32-530,"; line 5, by inserting after the word and punctuation "election;" the following:

"to permit a qualified elector to designate the ballot of which political party he shall vote at a primary election, regardless of whether such party is designated in his registration;"

lines 14 and 15, by striking the words and figures "32-510 and 32-542" and inserting in lieu thereof the following: "32-543, 32-544, and 32-545".

Mr. Syas moved for a reconsideration of the Carpenter amendments.

Mr. Lillibridge moved the previous question, which prevailed with 33 ayes, 0 nays and 10 not voting.

The motion to reconsider the Carpenter amendments prevailed, with 23 ayes, 13 nays and 7 not voting.

Mr. Syas requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Lillibridge moved that the Call be raised, which prevailed with 33 ayes, 0 nays and 10 not voting.

Mr. Lillibridge moved the previous question, which prevailed with 26 ayes, 0 nays and 17 not voting.

Mr. Syas requested a record vote on the Carpenter amendments.

Voting in the affirmative, 13:

Anderson	Carson	Duis	Peterson
Bixler	Cole	Martin	Vogel
Carmody	Diers	Marvel	Williams
Carpenter			

Voting in the negative, 24:

Aufenkamp	Coffey	Kotouc	Moulton
Beaver	Cramer	Lee	Nelson
Bridenbaugh	Fenske	Liebers	Pizer
Britt	Hill	Lillibridge	Shultz
Brown	Hubka	McHenry	Syas
Burney	Klaver	McNutt	Tvrdik

Not voting, 6:

Adams	Dooley	Person	Wilson
Brower	Larkin		

The Carpenter amendments, upon reconsideration, were not adopted.

Mr. Marvel asked unanimous consent to withdraw his amendment found in the Legislative Journal for the Ninety-sixth Day. Consent was granted. Amendment withdrawn.

Mr. McNutt offered the following amendment, which was adopted:

Strike Section 7 and renumber Section 8 as Section 7, and amend the title to conform.

Mr. Klaver offered the following amendment, which was adopted:

Amend Section 2, Line 32 by striking the words "forty-eight hours" and inserting in lieu thereof the words "five days".

Mr. Williams offered the following amendments:

1. Amend section 5 of the bill, line 5, by inserting after the word "basis" the following:

"for delegates and alternates to be elected at large, and on a district-wide basis for delegates and alternates to be elected from each district".

2. Amend section 8 of the bill, line 3 by striking "32-543,".

Mr. Syas requested a machine vote.

The amendments were adopted with 18 ayes, 5 nays and 20 not voting.

Mr. Person moved to indefinitely postpone L. B. 260.

Mr. Bridenbaugh requested a record vote.

Mr. Bridenbaugh requested a Call of the House.

A Call of the House was ordered and showed 39 members present.

Mr. Klaver moved that the Call be raised, which prevailed with 31 ayes, 1 nay and 11 not voting.

Voting in the affirmative on the motion to indefinitely postpone L. B. 260, 20:

Anderson	Carson	Hubka	Peterson
Aufenkamp	Coffey	Klaver	Shultz
Beaver	Cole	Kotouc	Tvrdik
Britt	Diers	Nelson	Vogel
Brown	Fenske	Person	Wilson

Voting in the negative, 19:

Bixler	Burney	Carpenter	Duis
Bridenbaugh	Carmody	Cramer	Hill

Lee	McHenry	Marvel	Syas
Liebers	McNutt	Moulton	Williams
Lillibridge	Martin	Pizer	

Not voting, 4:

Adams	Brower	Dooley	Larkin
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The motion was adopted and L. B. 260 was indefinitely postponed.

Visitors

Mr. Liebers introduced Mr. Everett Crocker, Pierce County Agent, and one hundred twenty 4-H Club boys and girls attending the 37th Annual 4-H Club Week; also Mr. Jim Smith, County Agent of Dodge County, and one hundred fifteen 4-H Club boys and girls; also Mrs. Holstein, Assistant Club Leader, and Mr. Guy Davis, Assistant State 4-H Club Leader.

Mr. Britt introduced Miss Eva L. Erickson, Teacher, and twenty-five students from Irving Junior High School, Lincoln, Nebraska.

Unanimous Consent—Return L. B. 9 to General File

Mr. Duis asked unanimous consent to return L. B. 9 to General File for Mr. Beaver's specific amendments as follows:

1. Amend the bill by adding a new section to be known as section 2, and to read as follows:

"Sec. 2. The county judge in counties having a population as herein provided shall each receive as their annual salaries, to be paid monthly out of the general fund of the county, as follows:

(1) In counties having a population of not more than twenty-seven hundred and fifty inhabitants, the sum of twelve hundred dollars;

(2) In counties having a population of twenty-seven hundred and fifty and not more than sixty-five hundred inhabitants, the sum of twenty-four hundred dollars;

(3) In counties having a population of more than sixty-five hundred and not more than thirteen thousand inhabitants, the sum of twenty-nine hundred dollars;

(4) In counties having a population of more than thirteen thousand and not more than sixteen thousand inhabitants, the sum of thirty-two hundred dollars;

(5) In counties having a population of more than sixteen thousand and not more than twenty thousand inhabitants, the sum of thirty-nine hundred dollars;

(6) In counties having a population of more than twenty thousand and not more than twenty-five thousand inhabitants, the sum of forty-two hundred dollars;

(7) In counties having a population of more than twenty-five thousand and not more than thirty thousand inhabitants, the sum of forty-five hundred dollars;

(8) In counties having a population of more than thirty thousand and not more than sixty thousand inhabitants, the sum of forty-eight hundred dollars;

(9) In counties having a population of more than sixty thousand and not more than two hundred thousand inhabitants, the sum of seventy-two hundred dollars; and

(10) In counties having a population of more than two hundred thousand inhabitants, the sum of seventy-five hundred dollars."

2. Renumber the sections accordingly.

3. Amend the title to conform.

Consent was granted. So ordered.

GENERAL FILE

LEGISLATIVE BILL 9.

Mr. Duis moved that the Beaver amendments found in this day's Journal be adopted.

The motion prevailed.

Mr. Duis moved to advance L. B. 9 to E and R for review.

Mr. McNutt Presiding

Mr. Kotouc moved to indefinitely postpone L. B. 9.

Mr. Aufenkamp requested a machine vote.

The Kotouc motion lost with 13 ayes, 21 nays and 9 not voting.

The Duis motion prevailed, and L. B. 9 was advanced to E and R for review.

LEGISLATIVE BILL 371.

Mr. Britt offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 8 by striking "odd-numbered" and inserting "even-numbered", line 10 by striking "even-numbered" and inserting "odd-numbered", line 19 by striking "Each" and inserting "Beginning in 1955, each", line 20 by striking "the sum of three thousand" and inserting "not to exceed the sum of twenty-five hundred", by striking lines 21 and 22 beginning with the word "for" in line 21, and line 23 by striking "years".

2. Amend section 2 of the bill, lines 6 and 7 by striking "an increase in salary" and inserting "a salary of not more than twenty-five hundred dollars per annum".

3. Amend the title of the bill, line 6 by striking "increase the salary of" and inserting "provide for the salary of not more than twenty-five hundred dollars per annum for".

Mr. Aufenkamp moved to indefinitely postpone L. B. 371.

Mr. Carson moved the previous question, which lost with 11 ayes, 22 nays and 10 not voting.

Mr. Anderson requested a machine vote.

The Aufenkamp motion prevailed with 23 ayes, 14 nays and 6 not voting, and L. B. 371 was indefinitely postponed.

LEGISLATIVE BILL 481.

Mr. Carpenter asked unanimous consent that Section 24 as amended be stricken, subsequent sections renumbered, and the title be amended to conform.

Consent was granted. So ordered.

Mr. Vogel offered the following amendment, which was adopted:

1. Amend page 3 of the bill, section 4, line 2 by inserting after the word "state" the following:

“, and the State Engineer, who shall be an ex officio member of the authority”.

Advanced to E and R for review with 25 ayes, 8 nays and 10 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 493. Placed on Select File as amended.

E and R amendments to L. B. 493:

1. In Moulton amendment 1, line 7 (original amendments) insert a comma after “duties”; line 10 insert a comma after “special”; line 12 after “village”; and line 14 after “primary”; and line 13 after “villages”.

2. In Hubka amendment 1, line 4 (original amendments) after “office” insert “of member of the Legislature”; and in line 5 strike “the” at the end of the line and in lieu thereof insert “such”.

3. In original section 1, line 1, strike “Section 1.” and in lieu thereof insert “Sec. 2.” and renumber the other sections accordingly; line 2 of section 1, after “1943,” insert “as amended by section 1, Legislative Bill 429, Sixty-fifth Session, Nebraska State Legislature, 1953,”; line 3 after the period insert “(1)”; at the beginning of line 8 insert “(2)”; also in line 8 strike the stricken word “and”; line 10 after “clerk” insert “of a county referred to in subsection (1) of this section”; line 12 strike “Each of such appointees shall (1)” and in lieu thereof insert “(3) Each of the appointees, referred to in subsections (1) and (2) of this section, shall (a)”; at the beginning of line 14 insert “and”; also in line 14 strike “(2)” and in lieu thereof insert “(b)”; line 17 strike “(3)” and in lieu insert “(c)”; line 18 strike “(4)” and in lieu thereof insert “(d)”; line 20 after the period insert “(4)”; line 21 strike the stricken word “and”; line 24 strike “provided as the duty of” and in lieu thereof insert “as is provided for”; line 25 after the period insert “(5)”; line 27 after the period in-

sert "(6)"; line 30 after "board" insert ", as provided for by subsection (1) of this section,"; line 34 strike "The" and in lieu thereof insert "*The Such*"; line 35 strike "as above set forth" and show as stricken matter; line 38 after the period insert "(7)"; line 39 strike "counting board" and in lieu thereof insert "*election counting board*, as provided for by subsection (2) of this section"; and after the period in line 47 insert "(8) The county clerk, *except in counties having an election commissioner*, may also appoint, as shall be necessary, not to exceed two persons, qualified as specified in subsections (3) and (5) of this section, to serve in case of a vacancy among any of the judges or clerks, or with and in addition to the officers in any election district, wherein it may be deemed necessary by the county clerk to meet any emergency to have additional officers to carry into effect the provisions of Chapter 32. *The Such* appointee shall perform such duties as the county clerk may direct, including the duties of a judge or clerk of election or of the counting board. Such an appointee shall receive the same compensation as that of the judges of such election district."

4. In original section 2, line 4, after "32-403" insert ", *except as provided in subsection (8) of such section*,"; lines 17 and 20 after "clerk" insert "*shall be selected*"; in original section 3, page 4, line 5 insert a comma after "elections"; and after the period in line 17 insert "*The persons, appointed under the provisions of subsection (8) of section 32-403, shall only serve at subsequent or special elections if deemed necessary in accordance with the provisions of such subsection*."

5. In original section 4, page 4, line 3 strike "taken" and in lieu thereof insert "*taken cast*"; and in line 4 after "election" insert "*and any persons, appointed under the provisions of subsection (8) of section 32-403*,".

6. Strike all the quotation marks in original section 6 and show as stricken matter; between lines 26 and 27 insert "*Republican*"; strike all of line 53 and in lieu thereof insert "3. For State Superintendent member of the State Board of Education District Public Instruction"; line 67 insert a comma after "32-422"; and in line 75 strike "*such measures*" and in lieu thereof insert "*, candidates for these offices*".

7. In original section 7, line 3, after the period insert "(1)"; line 10 strike "The names" and in lieu thereof insert "(2) The names of the *nonpolitical candidates, referred to in subsection (1) of this section*,"; line 12 strike "Superintendent of Public Instruc-

tion" and in lieu thereof insert "*Superintendent members of Public Instruction the State Board of Education*"; line 19 after "names" insert "*of such nonpolitical candidates*"; line 31 strike "an affidavit" and in lieu thereof insert "*an affidavit a petition*"; lines 40 and 41 strike "such a number of votes received" and in lieu thereof insert "*such a the number of votes so received by him*"; line 43 after the period insert "(3)"; line 51 after the period insert "(4)"; and in line 57 after the period insert "(5)".

8. In original section 8, page 11, line 3 after the period insert "(1)"; line 10 strike ", state," and show as stricken matter; also in line 10 after the period insert "(2)"; line 16 after the first "on" insert "*the*"; also in line 16 after "candidate" insert a comma.

9. In original section 9, page 11, line 10 strike "Such written in name" and in lieu thereof insert "*Such The vote for a person whose name is so written in name*"; in reinserted matter which was reinserted by Britt amendment 4, line 11 strike "and" and show as stricken matter, in the same matter line 12 after "cross" insert "*or other clear intelligible mark*"; and strike the period in line 12 and show as stricken matter; in lines 14 and 15 strike "*no write in votes shall*" and in lieu thereof insert "*votes for persons so written in shall not*".

10. In original section 10, page 12, line 4 after "where" insert a comma; line 9 strike "not" and in lieu thereof insert "*. They shall not provide such sample ballots in an amount*"; and in line 13 strike ", and" and in lieu thereof insert "*, and . They*"; in original section 11, strike the commas in lines 5 and 15 and show as stricken matter; line 8 after "upon" insert "*the*" and line 9 insert a comma after "commissioner".

11. In original section 12, page 13, strike the quotation marks and show as stricken matter; line 24 after "make" insert "*such*"; line 27 strike "state and" and show as stricken matter; line 28 after "members" insert "*of the State Board of Education, for members*"; in lines 32, 38, and 45 strike "marking" and in lieu thereof insert "*marking making such*"; line 37 insert a comma after "*amendments*"; line 42 strike the first word "and" and show as stricken matter; line 49 insert a comma after "ballot"; line 50 strike the semicolon and in lieu thereof insert "*; but*"; at the end of line 50 insert "*a total of*"; line 53 strike "*; then*" and in lieu thereof insert "*; then . Then you will*"; line 59 strike "*a cross or*" and in lieu thereof insert "*such a cross or intelligible*"; and at the end of line 60 insert "*There are no provisions per-*

mitting such votes for President or Vice President at a general election or for delegates to a county convention of a political party at a primary election.”.

12. In original section 13, page 15, line 6 strike “mark” and in lieu thereof insert “make” as in statutes; also in line 6 after “or” insert “other clear intelligible”; line 9 after “making” insert “such”; line 13 after “make” insert “such”.

13. In original section 14, page 15, line 4 after “township” insert a comma; lines 5 and 6 strike “as hereinbefore provided” and in lieu thereof insert “, as hereinbefore provided by sections 32-492 and 32-494”; lines 17 and 18 strike “and State Superintendent of Public Instruction” and in lieu thereof insert “, and State Superintendent of Public Instruction members of the State Board of Education”; insert a comma in line 24 after “precinct” and line 30 after “sick”; line 26 strike “, and when the” and in lieu thereof insert “. When , and when the such”.

14. In original section 15, line 3 after the period insert “(1)”; line 4 after “the” insert “voters of a”; at the beginning of line 10 insert “(2)”; line 11 strike “to be sent to the candidate”; and in lieu thereof insert “required to be sent to the candidate by subsection (1) of this section,”; line 13 after “candidate” insert “, if such office is a partisan or political office”; and line 13 strike “party” and in lieu thereof insert “party candidate or such county chairman”.

15. In original section 16, page 17, insert a comma after “32-4,108” in line 7; in original section 17, line 3 after the period insert “(1)”; insert a comma in line 6 after “committee” and line 13 after “city”; lines 7, 15, and 22 strike “certificate of” and in lieu thereof insert “certificate of petition for”; line 16 after “thereto” insert “a”; at the beginning of line 18 insert “the”; line 24 strike “certificates” and in lieu thereof insert “certificates petitions”; insert a comma in line 33 after “cinct”, line 37 after “village”, line 61 after “shall” and line 62 after “nomination”; line 35 after “voters” insert “therein at the last preceding election”; line 40 strike “or certificate of nomination” and show as stricken matter; line 41 after the period insert “(2)”; line 42 after “of” insert “subsection (1) of”; strike the quotation marks in line 43 and 45 and show as stricken matter; line 45 strike “Each elector” and in lieu thereof insert “(3) Each elector ,”; line 46 strike “certificate” and in lieu thereof insert “certificate petition under the provisions of subsection (1) of this section,”; line 47 after the first “and” and at the end of the line insert “his”; line 48

after "of" insert "(4)"; line 49 after "offices" insert "*under the provisions of subsection (1) of this section,*"; line 57 after the period insert "(5)"; line 58 strike "receipt" and in lieu thereof insert "*the receipt for filing*"; line 59 strike "aforesaid" and in lieu thereof insert "*aforesaid provided for by subsection (4) of this section*"; and in line 63 strike "certificate of" and in lieu thereof insert "*certificate of petition for*".

16. In original section 18, page 19, line 9 after "Legislature" insert "*and members of the State Board of Education*"; line 20 strike ", state," and show as stricken matter; in original section 19, page 19, line 3 after the period insert "(1)"; strike all the quotation marks in this section and show as stricken matter; line 16 strike the word "the" and in lieu thereof insert "*the such*"; line 19 before "If" insert "(2)"; line 20 after "application" insert ", *referred to in subsection (1) of this section,*"; and in line 24 strike "In case a nomination" and in lieu thereof insert "(3) *In case a nomination the applicant, referred to in subsection (1) of this section,*".

17. In original section 20, page 20, line 5 strike "therein" and in lieu thereof insert "*therein*"; line 6 after "candidate" insert ", *in the application referred to in subsection (1) of section 32-514,*"; insert a comma in line 9 after "unless" and "thereto"; line 24 after "be" insert "a"; line 25 strike "or candidate" and in lieu thereof insert ", *or candidate* "; and in line 30 strike ", and any" and in lieu thereof insert ", *and any . Any*"; in original section 21, line 6 strike "his name in" and in lieu thereof insert "*in his name in*".

18. In original section 22, page 22, line 3 after the period insert "(1)"; line 10 after the first "of" insert "*such*"; line 14 strike "and if in a city," and show as stricken matter; line 15 strike ", together with" and in lieu thereof insert "*of the person so nominated if such person resides in a city , together with and*"; strike the comma in line 17 and show as stricken matter; lines 17 and 18 strike "The certificate" and in lieu thereof insert "(2) *The certificate , referred to in subsection (1) of this section,*"; line 18 strike "such officers" and in lieu thereof insert "*such the officers therein referred to*"; line 25 strike "as herein" and in lieu thereof insert "*substantially as is herein*"; line 27 strike ". The certificate so" and in lieu thereof insert "*under the provisions of subsection (1) of this section . (3) The certificate so,*"; also in line 27 insert a comma after "executed"; line 28 strike "herein" and in lieu thereof insert "*herein under the provisions of subsection (1) or (2) of this section,*".

19. In original section 23, line 11 after the comma insert "*members of the State Board of Education*"; line 13 strike the second "and" and show as stricken matter; line 15 strike ", and" and in lieu thereof insert ", and . He".

20. In original section 24, line 3 after the period insert "(1)"; also in line 3 after "*primary*" insert "*election*"; line 7 after the period insert "(2)"; lines 10 and 11 strike "Superintendent of Public Instruction" and in lieu thereof insert "*Superintendent of Public Instruction members of the State Board of Education*"; line 17 strike "The petitions" and in lieu thereof insert "(3) The petitions , *referred to in subsection (2) of this section*"; line 21 strike "and" and show as stricken matter; line 28 strike "Accompanying such petition" and in lieu thereof insert "(4) Accompanying each such petition, *referred to in subsections (2) and (3) of this section*"; and in lines 33 and 38 after "vacancy" insert ", *referred to in subsection (2) of this section*".

21. In original section 25, page 25, line 12 strike ", and if more" and in lieu thereof insert ", and it . *If more persons*"; and in line 13 strike "then" and in lieu thereof insert "*then*".

22. In original section 26, line 3 after the period insert "(1)"; line 13 after the period insert "(2)"; line 14 strike "such officer" and in lieu thereof insert "*such the officer referred to in subsection (1) of this section*"; line 18 strike ", the" and in lieu thereof insert ", and *the*"; insert a comma in line 24 after "proxy", line 25 after "person", and line 26 after "behalf"; and in line 30 after "have" insert "*the*".

23. In original section 28, line 4 insert a comma after "disability"; line 12 strike the stricken word "of", as it also appears in line 11.

24. In original section 29, line 1 after "original" insert "section 32-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 439, Sixty-fifth Session, Nebraska State Legislature, 1953,"; also in line 1 strike "32-403,"; and in line 2 after "32-421," insert "32-422, 32-423,".

25. Amend Syas amendment 2, by inserting before the last period "and will make proper corrections in title and repeal clause in accordance therewith or if LB 148 is passed will correlate said original section 5 with section 1 of LB 148 instead of LB 196 striking the extra squares and dotted lines in schedule A of said section 32-420 as so amended, after "Roe" and heading "FOR

DELEGATES TO COUNTY CONVENTION" and show as stricken matter. If such squares and dotted lines are stricken in LB 148, original section 5 can be deleted by such committee from LB 493 and the title and repeal clauses corrected in accordance with same. All such correlations or changes need not be made by amendments". The enrollment and review committee will properly renumber all sections in accordance with all deletions or additions and make all corrections, additions, or deletions as required without the necessity of reporting such amendments or changes.

26. Insert two new sections to follow original section 6 as follows:

Sec. 8. That section 32-422, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-422. The form of the official ballot at the general election shall as nearly as possible conform to Schedule "A" of this section. Each division containing the names of the office and a list of the candidates nominated for such office shall be separated from the other groups by a distinct and heavy line. At elections wherein any office as listed in Schedule "A" of this section is not subject to election, that office shall be omitted from the ballot, and the office listed immediately below it shall be moved into its place, so that the same relative order may be preserved.

BALLOT FORM SCHEDULE "A"

OFFICIAL BALLOT—GENERAL ELECTION _____, 19____

PRESIDENTIAL TICKET	STATE TICKET	CONGRESSIONAL TICKET
Vote in ONE Square Only <input type="checkbox"/> John Doe, President) Richard Roe, Vice) Democrat President)	FOR SECRETARY OF STATE Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	FOR REPRESENTATIVE IN CONGRESS District Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>
<input type="checkbox"/> John Doe, President) Richard Roe, Vice) Repub- President) lican	FOR AUDITOR OF PUBLIC ACCOUNTS Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	NONPOLITICAL TICKET
FOR UNITED STATES SENATOR <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/> Mary Doe By Petition <input type="checkbox"/>	FOR STATE TREASURER Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	FOR CHIEF JUSTICE OF THE SUPREME COURT Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/>
STATE TICKET	FOR ATTORNEY GENERAL Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	FOR STATE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR THE STATE BOARD OF EDUCATION DISTRICT
FOR GOVERNOR Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	FOR RAILWAY COMMISSIONER Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>	Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/>
FOR LIEUTENANT GOVERNOR Vote for ONE <input type="checkbox"/> John Doe Democrat <input type="checkbox"/> Richard Roe Republican <input type="checkbox"/>		

NONPOLITICAL TICKET	NONPOLITICAL TICKET	COUNTY TICKET
FOR MEMBER OF THE LEGISLATURE _____ DISTRICT Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR MUNICIPAL JUDGE Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR CLERK OF THE DISTRICT COURT Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____
FOR DISTRICT JUDGE _____ DISTRICT Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR DIRECTOR OF PUBLIC POWER AND IRRIGATION DISTRICT Vote for _____ <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR COUNTY TREASURER Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____
FOR REGENT OF THE STATE UNIVERSITY _____ DISTRICT Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR DIRECTOR OF RECLAMATION DISTRICT Vote for _____ <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR COUNTY SHERIFF Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____
FOR COUNTY JUDGE Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	COUNTY TICKET FOR COUNTY CLERK Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____	FOR COUNTY ATTORNEY Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____
FOR COUNTY SUPERINTENDENT Vote for ONE <input type="checkbox"/> John Doe <input type="checkbox"/> Richard Roe <input type="checkbox"/> _____	FOR REGISTER OF DEEDS Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____	FOR COUNTY SURVEYOR Vote for ONE <input type="checkbox"/> John Doe _____ Democrat <input type="checkbox"/> Richard Roe _____ Republican <input type="checkbox"/> _____

COUNTY TICKET	PRECINCT TICKET	PRECINCT TICKET
FOR COUNTY ASSESSOR	FOR COUNTY SUPERVISOR	FOR TOWNSHIP CLERK
Vote for ONE	Vote for ONE	Vote for ONE
<input type="checkbox"/> John Doe Democrat	<input type="checkbox"/> John Doe Democrat	<input type="checkbox"/> John Doe Democrat
<input type="checkbox"/> Richard Roe Republican	<input type="checkbox"/> Richard Roe Republican	<input type="checkbox"/> Richard Roe Republican
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FOR COUNTY COMMISSIONER DISTRICT	FOR JUSTICE OF THE PEACE	FOR TOWNSHIP TREASURER
Vote for ONE	Vote for ONE	Vote for ONE
<input type="checkbox"/> John Doe Democrat	<input type="checkbox"/> John Doe Democrat	<input type="checkbox"/> John Doe Democrat
<input type="checkbox"/> Richard Roe Republican	<input type="checkbox"/> Richard Roe Republican	<input type="checkbox"/> Richard Roe Republican
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FOR TRUSTEE SANITARY DISTRICT NO.		
Vote for ONE		
<input type="checkbox"/> John Doe Democrat		
<input type="checkbox"/> Richard Roe Republican		
<input type="checkbox"/>		

Sec. 9. That section 32-423, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-423. The official ballot to be prepared and used at such primary, when relating to judicial officers, State Superintendent of Public Instruction *members of the State Board of Education*, county superintendents, Regents of the University of Nebraska, members of the Legislature, and directors of public power and irrigation districts and reclamation districts, shall simply place the names of all such candidates upon the primary ballot without any political designation, circle, or mark whatever, and the form of the official ballot to be used at such primary shall as nearly as possible conform to Schedule "A" of this section.

In all other respects the paper ballot to be used in such primary shall be the same as authorized by sections 32-419 and 32-420. In printing the aforesaid ballot, the names shall not be arranged alphabetically, but shall be rotated according to the following plan: The form shall be set up by the printer with the names in the order in which they are placed on the ballot by the county clerk or other official, whose duty it shall be to have the ballot prepared, and in printing the ballot for the various election districts or precincts, the position of the name in each office division shall be changed for each election district or precinct. In making the change of position, the printer shall take the line of type containing the name at the head of the form in such office division, and for each election district or precinct, and place it at the bottom, shoving up the column so that the name in each office division for each election district or precinct that was second before the change shall be first after the change. It shall be the duty of the election boards in the various election districts and precincts in the State of Nebraska to deliver one of the aforesaid ballots to each qualified elector along with the regular primary official ballot, when the elector presents himself to vote at the primary election.

SCHEDULE "A"
OFFICIAL BALLOT
PRIMARY ELECTION, _____, 19_____
NON-POLITICAL NONPOLITICAL

**FOR CHIEF JUSTICE OF
THE SUPREME COURT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR SUPREME COURT JUDGE
_____ DISTRICT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR STATE SUPERINTENDENT
OF PUBLIC INSTRUCTION
FOR MEMBER OF THE STATE
BOARD OF EDUCATION
_____ DISTRICT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR MEMBER OF THE
LEGISLATURE
_____ DISTRICT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR DISTRICT JUDGE
_____ JUDICIAL DISTRICT**

Vote for

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR REGENT OF UNIVERSITY
OF NEBRASKA
_____ DISTRICT**

Vote for _____

- ☐ John Doe
☐ Richard Roe
☐ _____

FOR COUNTY JUDGE

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR COUNTY
SUPERINTENDENT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

FOR MUNICIPAL JUDGE

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

**FOR DIRECTOR OF PUBLIC
POWER AND IRRIGATION
DISTRICT**

Vote for ONE

- ☐ John Doe
☐ Richard Roe
☐ _____

27. In the bill title, line 2, after "amend" insert "section 32-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 439, Sixty-fifth Session, Nebraska State Legislature, 1953,"; also in line 2 strike "32-403" and in lieu thereof insert "32-201,"; in line 3 after "32-421," insert "32-422, 32-423,"; in line 12 after "Nebraska" insert "State" in the same line after the semicolon insert "to redefine when a vacancy shall exist at general elections; to clarify and make changes in provisions in regard to vacancies; to permit school districts to contract with county election officials to conduct elections in such districts under the prescribed conditions; to make the prescribed changes

in regard to ballots and what shall be placed thereon and corrections thereof; to change certain provisions in regard to election counting boards; to change certain provisions in regard to oaths and affirmations of election officials; to make changes in regard to petitions and applications for places on the ballot; to prohibit the counting of names written in for the office of delegate to a partisan county convention; to permit voting by a cross or other intelligible mark as prescribed; to change certain provisions as to notification of certain candidates as prescribed; to prescribe certain filing fees; to make certain changes in regard to changes of political affiliations of electors; to eliminate voting for delegates to political state conventions and Superintendent of Public Instruction; to include in elections and upon ballots, election of the members of the State Board of Education;".

28. In the bill title, line 3 and in original section 29, line 2, strike "32-420," and in the title, line 7, after "1943," and in original section 29, line 6 after "1943," insert "and section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953," (With permission for enrollment and review committee to change or correct same as stated in Syas Amendment 2 as added to be enrollment and review amendment 25 above).

LEGISLATIVE BILL 434. Replaced on Select File as amended.

E and R amendments to L. B. 434:

1. Strike the commas in section 2, following each of the words or phrases, stricken by unanimous consent amendment by Mr. Moulton, in original subsection (3) now subsection (2).

2. Insert a comma in section 1, line 5 of such section as shown on original standing committee amendment after "pamphlets".

3. In the title, as shown on standing committee amendments line 2 strike "prohibit advertising the prices" and in lieu thereof insert "make certain advertising" and in line 3 after "beer" insert ", unlawful as prescribed".

(Signed) Joseph D. Martin, Chairman

Explanations of Vote

Mr. President: Had I been present, I would have voted "nay" on the Burney amendment to cut the University appropriation in L. B. 243. (Signed) Herbert J. Duis, Robert D. McNutt

Speaker Tvrdik Presiding**Speaker Signs**

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 315

L. B. 511

L. B. 542

L. B. 257

Adjournment

At 5:07 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb**Clerk of the Legislature**

ONE HUNDRED-FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, May 28, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams and Brower, who were excused.

The Journal for the One Hundredth Day was approved as corrected.

Communications

Telegram and letter from Louis E. Daum, Chairman, Guildford D. Bryan and Martin Dahlin, Polk County Commissioners, Osceola, Nebraska, relative to L. B. 9.

Letter from U. S. Representative Carl T. Curtis, Washington, D. C., acknowledging receipt of L. R. 10 and enclosing copy of H. R. 2122, introduced by U. S. Representative Carl T. Curtis.

Letters from Lorne Kennedy, Administrative Assistant to Senator Dwight Griswold, from Joseph W. Martin, Jr., Speaker of the House of Representatives, and from U. S. Representative R. D. Harrison, of Washington, D. C., acknowledging receipt of L. R. 10.

Invitation

Members of the Legislature, their wives and families, and legislative employees are invited to the annual picnic for State House employees, to be held at Capitol Beach on June 17, 1953.

RESOLUTIONS

LEGISLATIVE RESOLUTION 31. Re: Study by the Legislative Council of Possible Methods to Provide Banking Facilities for Smaller Communities.

Introduced by Monroe Bixler of Sioux.

WHEREAS, there are many small cities and communities in the State of Nebraska which have no banking facilities whatever, and

WHEREAS, many of these communities are too small to warrant the establishment of a bank, and

WHEREAS, the present laws of Nebraska do not permit banks in nearby towns to establish branch offices in these communities, and

WHEREAS, efforts have been made in recent sessions of the Legislature to amend the state laws pertaining to the establishment of such branch offices.

NOW, THEREFORE, BE IT RESOLVED BY THE SIXTY-FIFTH SESSION OF THE NEBRASKA STATE LEGISLATURE:

1. That the Nebraska Legislative Council be directed to make a study of possible methods by which banking facilities may be provided for the smaller communities.

2. That the Nebraska Legislative Council, after studying the banking laws of Nebraska and other states and the banking needs of small communities, be directed to report its findings to the Legislature at the next regular session.

LEGISLATIVE RESOLUTION 32. Re: Study by the Legislative Council of Administration of State Park System.

Introduced by Monroe Bixler of Sioux.

WHEREAS, the care and improvement of state parks is essential to the maximum development of the state's resources, and

WHEREAS, the state now has many beautiful parks and other sites suitable for parks which have not been adequately developed, and

WHEREAS, the administration of state parks is now vested in the Game, Forestation, and Parks Commission, and

WHEREAS, the Game, Forestation and Parks Commission is concerned primarily with the propagation and conservation of fish and wild life.

NOW, THEREFORE, BE IT RESOLVED BY THE SIXTY-FIFTH SESSION OF THE NEBRASKA LEGISLATURE:

1. That the Nebraska Legislative Council be directed to study and examine into the following matters:

(a) The state park system and the present administration thereof.

(b) The desirability of establishing a separate agency for the purpose of administering the state park system.

2. That the Nebraska Legislative Council be directed to report its findings to the Legislature at the next regular session.

LEGISLATIVE RESOLUTION 30.

L. R. 30 was not adopted with 15 ayes, 6 nays and 22 not voting.

Visitors

Mr. Cole introduced Mr. and Mrs. Thomas Hughes, Long Pine, Nebraska.

SUSPEND RULES—Consider Bills on Final Reading

Mr. President: I move that the rules be suspended and all bills set for Final Reading on May 28, 1953, be read at this time.
(Signed) John E. Beaver

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 108.

A bill for an act to amend section 46-541, Reissue Revised Statutes of Nebraska, 1943, relating to reclamation districts; to provide for continuation or dissolution of districts when the districts have not entered into a bona fide construction of its works within the times prescribed; to provide the manner of submitting or resubmitting to the electors of the district the question of continuation or dissolution of the district; to provide within what times such election shall be held or reheld and the circumstances requiring such an election; to provide the method of dissolution and distribution of the assets; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Coffey	Klaver	Nelson
Aufenkamp	Cole	Kotouc	Person
Beaver	Cramer	Larkin	Shultz
Bixler	Dooley	Liebers	Syas
Bridenbaugh	Duis	McNutt	Tvrdik
Britt	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson
Carson			

Voting in the negative, 7:

Brown	Diers	McHenry	Pizer
Carmody	Lillibridge	Peterson	

Not voting, 3:

Adams	Brower	Lee
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 161. With emergency.

A bill for an act to amend section 77-2510, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the money heretofore appropriated and credited to the use of the Tax Appraisal Board Revolving Fund shall not revert to the General Fund until June 30, 1955; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams Brower

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 166.

A bill for an act relating to motor vehicles; to provide additional procedure designed to prevent and eliminate successive traffic violations; to provide the duties of certain officers in connection therewith; to amend sections 39-794, 39-795, and 39-796, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Carpenter	Hill	Martin
Aufenkamp	Carson	Hubka	Marvel
Beaver	Coffey	Kotouc	Moulton
Bixler	Cole	Larkin	Person
Bridenbaugh	Cramer	Lee	Peterson
Britt	Diers	Liebers	Shultz
Brown	Dooley	Lillibridge	Syas
Burney	Duis	McHenry	Tvrdik
Carmody	Fenske	McNutt	Vogel

Voting in the negative, 5:

Klaver	Pizer	Williams	Wilson
Nelson			

Not voting, 2:

Adams	Brower
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 247.

A bill for an act to amend sections 23-146 and 23-147, Revised Statutes of Nebraska, 1943, relating to counties; to make it unlawful for any person, firm, or corporation to enter into any contract or agreement with any county board for any article, service, public improvement, material, or labor where such person is a member of such county board or when any member of such county board is an agent, official, or employee of such firm or corporation; to declare such contracts void as an obligation of the county; to provide penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Beaver	Britt	Carpenter
Aufenkamp	Bixler	Carmody	Carson

Coffey	Klaver	McNutt	Peterson
Cole	Kotouc	Martin	Pizer
Cramer	Lee	Marvel	Shultz
Dooley	Liebers	Moulton	Tvrdik
Fenske	Lillibridge	Nelson	Vogel
Hill	McHenry	Person	Williams
Hubka			

Voting in the negative, 8:

Bridenbaugh	Burney	Duis	Syas
Brown	Diers	Larkin	Wilson

Not voting, 2:

Adams	Brower
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 325.

A bill for an act to amend section 77-1501, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to eliminate the county assessor and county clerk as members of the county board of equalization; to provide the duties of the county assessor and county clerk in connection with the county board of equalization; to provide for recording of the proceedings of the board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 29:

Anderson	Cole	Liebers	Person
Beaver	Cramer	Lillibridge	Peterson
Bixler	Duis	McHenry	Shultz
Bridenbaugh	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carmody	Kotouc	Marvel	Williams
Carson	Lee	Moulton	Wilson
Coffey			

Voting in the negative, 12:

Aufenkamp	Carpenter	Hubka	Nelson
Britt	Diers	Klaver	Pizer
Burney	Dooley	Larkin	Syas

Not voting, 2:

Adams	Brower
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 357.

A bill for an act relating to highways; to provide for ingress and egress to and from certain public highways; to affirm the right of reasonable convenient egress and ingress to land abutting all existing highways; to provide that in acquiring new or additional right-of-way for highways built in whole or in part with federal or state highway funds the Department of Roads and Irrigation may prescribe and define the nature of such access in certain cases; and to provide for the enforcement thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Carson	Larkin	Moulton
Aufenkamp	Cole	Lee	Person
Beaver	Cramer	Liebers	Pizer
Bixler	Fenske	Lillibridge	Shultz
Bridenbaugh	Hill	McHenry	Syas
Britt	Hubka	McNutt	Tvrdik
Brown	Klaver	Martin	Vogel
Burney	Kotouc	Marvel	Wilson
Carpenter			

Voting in the negative, 7:

Carmody	Dooley	Nelson	Williams
Diers	Duis	Peterson	

Not voting, 3:

Adams Brower Coffey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 373.

A bill for an act to amend sections 71-101, 71-102, 71-112, 71-116, 71-117, and 71-122, Reissue Revised Statutes of Nebraska, 1943, section 71-110, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 71-162, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 71, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to professional and occupational licenses; to include the practice of massage among the professions and occupations for which a license is required; to prescribe the fees for the prescribed licenses and the renewal thereof; to create a Board of Examiners in Massage; to provide term of office, salary, and qualifications for members of such board; to eliminate obsolete matter; to define terms; to prescribe the terms under which a license to practice massage shall be issued; to provide for apprenticeship and a registration fee therefor in lieu of attendance at an accredited school of massage; to provide for the licensing of persons who have been engaged in the practice of massage for one year preceding the effective date of this act and those authorized to practice massage in any other state, territory, or the District of Columbia as prescribed; to provide for licensing massage schools and massage establishments, and fees therefor; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Wilson moved that the Call be raised, which prevailed with 33 ayes, 0 nays and 10 not voting.

Voting in the affirmative, 26:

Anderson	Coffey	Lillibridge	Peterson
Aufenkamp	Diers	McNutt	Shultz
Beaver	Duis	Martin	Syas
Bixler	Fenske	Marvel	Tvrdik
Britt	Hill	Moulton	Williams
Brown	Kotouc	Person	Wilson
Carpenter	Larkin		

Voting in the negative, 10:

Bridenbaugh	Carson	Liebers	Nelson
Burney	Hubka	McHenry	Pizer
Carmody	Klaver		

Not voting, 7:

Adams	Cole	Dooley	Vogel
Brower	Cramer	Lee	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 427. With emergency.

A bill for an act relating to educational lands and funds; to authorize the Board of Control to acquire, through condemnation proceedings, the northwest quarter of section 9, township 9, north, range 6, east of the sixth principal meridian, Lancaster County, Nebraska, which is educational land under the jurisdiction of the Board of Educational Lands and Funds, for the operation and maintenance of the State Penitentiary at Lincoln, Nebraska; to provide the manner of such condemnation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Anderson	Bridenbaugh	Carpenter	Cramer
Aufenkamp	Britt	Carson	Diers
Beaver	Brown	Coffey	Duis
Bixler	Carmody	Cole	Fenske

Hill	Lillibridge	Moulton	Shultz
Hubka	McHenry	Nelson	Syas
Klaver	McNutt	Person	Tvrdik
Kotouc	Martin	Peterson	Vogel
Larkin	Marvel	Pizer	Williams
Liebers			

Voting in the negative, 3:

Burney	Dooley	Wilson
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Not voting, 3:

Adams	Brower	Lee
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 447.

A bill for an act to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 567, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to liquors; to provide that advertising matter of small or nominal value, of not to exceed ten cents each, in whatever form desired and intended for distribution to the ultimate persons receiving the same, shall not be deemed a thing of value within the meaning of this act; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Aufenkamp	Diers	Larkin	Peterson
Beaver	Dooley	Lillibridge	Pizer
Bixler	Duis	McHenry	Shultz
Bridenbaugh	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Carpenter	Hubka	Marvel	Vogel
Coffey	Klaver	Moulton	Williams
Cole	Kotouc	Person	Wilson
Cramer			

Voting in the negative, 6:

Britt	Carmody	Liebers	Nelson
Burney	Carson		

Not voting, 4:

Adams	Anderson	Brower	Lee
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 454.

A bill for an act to provide for the underground storage of natural gas; to define terms; to empower the condemnation, in accordance with the eminent domain statutes of Nebraska, of underground reservoirs for the injection and storage of natural gas therein, and the withdrawal of natural gas therefrom, by any public utility engaged in the transportation or distribution of natural gas; to include certain rights to be retained by the condemnees as prescribed; to include public owners, as defined, as condemnees in such eminent domain proceedings as prescribed; and to provide a validity clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams

Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 507.

A bill for an act to amend section 79-426.15, Revised Statutes Supplement, 1951, relating to schools; to provide that the county committee shall give the notice of election on the reorganization plan; to change the manner of conducting and holding an election; to provide for the division of the expenses of holding such an election where the proposed plan of reorganization involves territory in more than one county; to provide the vote necessary to adopt the plan of reorganization; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Anderson	Coffey	Kotouc	Nelson
Aufenkamp	Cole	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka	Marvel	Williams
Carpenter	Klaver	Moulton	Wilson
Carson			

Voting in the negative, 0.

Not voting, 2:

Adams

Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 580.

A bill for an act to ratify a civil defense and disaster compact on behalf of the State of Nebraska with any other state legally joining thereon; to provide for the prescribed duties of the Secretary of State as prescribed; and to provide the effect of the compact.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Brown	Duis	McNutt	Tvrdik
Burney	Fenske	Martin	Vogel
Carmody	Hill	Marvel	Williams
Carpenter	Hubka	Moulton	Wilson
Carson	Kotouc	Nelson	

Voting in the negative, 0.

Not voting, 4:

Adams	Britt	Brower	Klaver
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 586. With emergency.

A bill for an act to amend sections 68-202 and 68-402, Revised Statutes Supplement, 1951, relating to assistance; to provide that on and after July 1, 1953, individual receiving care in a public or private institution may be granted old age or blind assistance payments only if such institution is subject to a state authority or authorities which shall be responsible for establishing and maintaining standards for such institutions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 40:

Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Person
Beaver	Cole	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brown	Duis	McHenry	Tvrdik
Burney	Fenske	McNutt	Vogel
Carmody	Hill	Martin	Williams
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 1:

Nelson

Not voting, 2:

Adams Brower

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Pass L. B. 109

Mr. President: I move that L. B. 109 be passed notwithstanding the objections of the Governor. (Signed) Joseph D. Martin

Whereupon the President stated: "The question is, 'Shall the bill pass notwithstanding the objections of the Governor?'"

Mr. Martin requested a Call of the House.

A Call of the House was ordered and showed 41 members present.

Mr. Carmody moved that the Call be raised, which prevailed with 28 ayes, 1 nay and 14 not voting.

Voting in the affirmative, 24:

Anderson	Carpenter	Fenske	Person
Aufenkamp	Carson	Hill	Peterson
Bixler	Coffey	Kotouc	Shultz
Bridenbaugh	Cole	Larkin	Syas
Britt	Diers	Lillibridge	Williams
Burney	Duis	Martin	Wilson

Voting in the negative, 12:

Beaver	Dooley	Liebers	Nelson
Brown	Klaver	McHenry	Pizer
Carmody	Lee	McNutt	Vogel

Not voting, 7:

Adams	Cramer	Marvel	Tvrdik
Brower	Hubka	Moulton	

The bill having failed to receive a constitutional three-fifths majority, the President declared the bill failed of passage.

Approved by the Governor

May 28, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 28, 1953, he approved L. B. 26, 96, 358, 378, 455 and 578.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Explanation of Vote

Mr. President: During the 1951 Legislative Session, the Attorney General's office gave me a written opinion on the word

"indirectly". In short, as I remember, said opinion was that almost everyone, regardless of what activity he is engaged in is *indirectly* interested and connected with all government contracts. Without the word "indirectly", I would have voted in favor of L. B. 247. (Signed) George Syas

Announcement—Mr. Brower

An announcement from Mr. Hansen, Chaplain, was read, stating that he had just returned from visiting Mr. Brower at the hospital. He reports that Mr. Brower is feeling much better, and he sends his best regards to all his senatorial colleagues.

Unanimous Consent—Withdraw L. B. 543

Mr. Syas asked unanimous consent to withdraw L. B. 543. Consent was granted. So ordered.

Visitors

Mr. Coffey introduced Mr. and Mrs. John Wallace, Cambridge, Nebraska.

Mr. Kotouc escorted Mr. Sam Waugh, Lincoln, Nebraska, to the rostrum where he addressed the Legislature briefly. Mr. Waugh was recently appointed Under Secretary of State of Economic Affairs.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 105. Correctly enrolled.
LEGISLATIVE BILL 155. Correctly enrolled.
LEGISLATIVE BILL 420. Correctly enrolled.
LEGISLATIVE BILL 544. Correctly enrolled.
LEGISLATIVE BILL 143. Correctly engrossed.
LEGISLATIVE BILL 479. Correctly engrossed.
LEGISLATIVE BILL 506. Correctly engrossed.
LEGISLATIVE BILL 513. Correctly engrossed.
LEGISLATIVE BILL 581. Correctly engrossed.
LEGISLATIVE BILL 165. Placed on Select File as amended.

E and R amendments to L. B. 165:

1. In Standing Committee amendment 25, renumber the new sections by striking "15" and inserting "16"; striking "16" and inserting "17"; and by striking "17" and inserting "18"; in new renumbered section 17, line numbered 2, after "shall" insert "(1)"; line 3, strike "and shall" and in lieu thereof insert ", (2)"; in the same line after "contain" insert "(a)"; line 4, after the comma insert "(b)"; line 5, strike the semicolon and in lieu thereof insert ", (c)"; line 6, strike "and" and in lieu thereof insert ", and (d)"; in the same line after "district" insert a comma; and in line 8, after "and" insert "(3)"; in new renumbered section 18, line 11, insert a comma after "made".

2. In Standing Committee amendment 5, strike the semicolon at the end of newly inserted matter; and in amendment 19, section 11, line 4, after the newly inserted matter, insert a comma after "act".

3. In the bill, section 2, line 21, after "stored" insert a comma.

4. In section 6, line 26, strike the semicolon and in lieu thereof insert a period.

5. In section 10, line 7 after the comma, insert "*as provided by section 77-1239 and section 5 of this act,*".

6. In section 14, line 4, strike "*, providing that*" and in lieu thereof insert "*if*".

7. In section 15, line 8, after the period, insert "*The valuation shall be included in the abstract required by section 77-1514.*".

8. In original section 16, line 1, after the first period, strike "16" and in lieu thereof insert "20".

9. In original section 17, line 1, after the first period, strike "17" and in lieu thereof insert "21".

10. In the bill title, line 6, after "provide" insert "for a motor vehicle tax and".

11. In Standing Committee amendment 16, at the end of the new insertion, strike the period.

12. In Mr. Marvel's amendment of May 14th to section 8, line 8, strike the comma at the end of the newly inserted matter.

LEGISLATIVE BILL 212. Replaced on Select File as amended.

E and R amendments to L. B. 212:

1. In original Coffey amendment 1 of May 26, 1953, line 2 strike the second line thereof and in lieu thereof insert "after the period, the following:"; and in lines 3 and 4 strike the balance of such amendment after the word "fee" and in lieu thereof insert "*in excess of what the truck could legally be licensed to haul.*"

2. Amend title to conform.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 105

L. B. 420

L. B. 544

L. B. 155

RECESS

At 12:04 p.m., on a motion by Mr. Brown, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Adams, Brower and Williams, who were excused.

SELECT FILE

LEGISLATIVE BILL 589. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 107. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 114. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 441. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 538. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 493. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 434. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Britt introduced Miss Eva L. Erickson, Teacher, and twenty-four students from Irving Junior High School, Lincoln, Nebraska.

Mr. Tvrdik introduced Mr. Sparano, Mr. Rial and Mrs. Alexander, Teachers, and eighty-one students from Highland School, Omaha, Nebraska.

Unanimous Consent—Return L. B. 259 to Select File

Mr. Britt asked unanimous consent to return L. B. 259 to Select File for the following specific amendment:

1. Amend original section 3 of the bill by striking lines 76 to 79 starting with the word "and" in line 76 and all amend-

ments thereto and show all old matter as stricken, and strike line 80 and all amendments thereto and insert in lieu thereof "more, the fee shall be five ~~six~~ dollars. For motor vehicles".

Mr. Brown objected.

Mr. Britt moved that L. B. 259 be returned to Select File for the above specific amendment.

Mr. Britt not having voted on the prevailing side, his motion was declared out of order.

RESOLUTIONS

LEGISLATIVE RESOLUTION 33. Re: In Memory of Henry Heiliger, Sr.

Introduced by Otto H. Liebers of Lancaster.

Henry Heiliger, Sr., a member of the Nebraska State Legislature for the years 1911 and 1913, died May 24, 1953, at Lincoln, Nebraska. He was born at Princeton, Illinois, on January 21, 1869, and moved two weeks later to Nebraska to a homestead with his parents in Jefferson County, Nebraska. He was the father of Henry P. Heiliger, Jr., a member of the Nebraska Legislature from 1943 to 1948. Mr. Heiliger farmed at Plymouth, Nebraska and was president of banks at Plymouth and Jansen. He later moved to Lincoln, Nebraska where he was in charge of real estate and took an active part in community work and church affairs.

WHEREAS, it is the desire of this body to pay tribute to the memory of our beloved colleague.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That we pause for a moment in our deliberations and stand in humility and reverence in honor of our departed member, Henry Heiliger, Sr., who served so loyally and ably as a member of the Nebraska State Legislature.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed,

be sent by the Clerk to the bereaved family of our departed colleague, as an expression of our respect for the deceased, and our sympathy for the bereaved.

SUSPEND RULES—Adopt L. R. 33

Mr. President: I move that the rules be suspended and L. R. 33 be adopted. (Signed) O. H. Liebers

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

GENERAL FILE

LEGISLATIVE BILL 590. Read and considered.

Advanced to E and R for review.

Mr. Beaver Presiding

LEGISLATIVE BILL 591. Read and considered.

Advanced to E and R for review.

Members Excused

Messrs. Cole, Diers, Vogel and Lillibridge were excused for the remainder of the day.

MOTION—Indefinitely Postpone L. B. 443

Mr. President: I move that L. B. 443 be indefinitely postponed. (Signed) Terry Carpenter

The motion prevailed with 19 ayes, 4 nays and 20 not voting, and L. B. 443 was indefinitely postponed.

LEGISLATIVE BILL 477.

Mr. Bridenbaugh asked unanimous consent that L. B. 477 be indefinitely postponed. Consent was granted. So ordered.

Unanimous Consent—Consider L. B. 331

Mr. Tvrdik asked unanimous consent to consider L. B. 331. Consent was granted. So ordered.

LEGISLATIVE BILL. 331. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Mr. Beaver offered the following amendments, which were adopted:

1. Amend page 2 of the bill, by adding a new section to be known as section 1, and to read as follows:

"Sec. 1. The State Board of Equalization and Assessment shall employ such personnel who shall (1) examine, verify, and check the assessment of real and personal property as returned by the county assessors and equalized by the county boards of equalization in the several counties, and to make recommendations to the board with respect thereto, (2) cooperate with and aid and assist any tax appraisal board of any county in the performance of their duties; (3) carry out the duties of special assessments with respect to property improperly omitted from the tax rolls or property undervalued as compared with like property in the same county or in the state, as provided in sections 77-306 to 77-309, and in such connection any such employee shall have all the power of a special assessor, and (4) carry out and perform such other duties as the board shall prescribe to aid and assist it."

2. Amend the title of the bill, line 9, by inserting after the word "county" the following:

"; to provide the State Board of Equalization and Assessment shall employ personnel to carry out the duties prescribed therein".

Mr. Lee offered the following amendment, which was adopted:

Amend Section 3, lines 8, 9, 10 and 11, by striking the new matter.

Mr. Carpenter moved to indefinitely postpone L. B. 331.

Mr. Carmody requested a record vote.

Voting in the affirmative, 19:

Bixler
Bridenbaugh

Brown
Carmody

Carpenter
Carson

Coffey
Cramer

Dooley	Hill	Martin	Peterson
Duis	Kotouc	Nelson	Pizer
Fenske	Liebers	Person	

Voting in the negative, 12:

Aufenkamp	Burney	Lee	Moulton
Beaver	Hubka	McNutt	Syas
Britt	Klaver	Marvel	Tvrdik

Not voting, 12:

Adams	Cole	Lillibridge	Vogel
Anderson	Diers	McHenry	Williams
Brower	Larkin	Shultz	Wilson

The motion prevailed and L. B. 331 was indefinitely postponed.

Mr. McNutt Presiding

Unanimous Consent—Withdraw L. B. 472

Mr. Tvrdik asked unanimous consent to withdraw L. B. 472. Consent was granted. So ordered.

Unanimous Consent—L. B. 239

Mr. Duis asked unanimous consent that L. B. 239 be laid over until the first of next week.

Mr. Carmody objected.

Mr. Duis asked unanimous consent to withdraw L. B. 239. Consent was granted. So ordered.

MOTION—Tax Commissioner's Report

Mr. President: I move that the Clerk prepare 200 copies of the Tax Commissioner's Report to be distributed among the Members of the Legislature. (Signed) Terry Carpenter

The motion prevailed.

Unanimous Consent—Return L. B. 538 to Select File

Mr. Tvrdik asked unanimous consent that L. B. 538 be returned to Select File for his specific amendments found in the Legislative

Journal for the Ninety-ninth Day. Consent was granted. So ordered.

SELECT FILE

LEGISLATIVE BILL 538.

Mr. Tvrdik asked unanimous consent that his specific amendments found in the Legislative Journal for the Ninety-ninth Day be adopted.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 34. Re: Legislative Council Quarters.

Introduced by Harry L. Pizer of Lincoln, Chairman of Legislative Council.

BE IT RESOLVED BY THE SIXTY-FIFTH SESSION OF THE NEBRASKA STATE LEGISLATURE:

1. That the custodian of the State Capitol of the State of Nebraska be directed to assign and set aside for the use of the Nebraska Legislative Council for its work ad interim definite quarters in the State Capitol known as rooms 1104, 1104a, 1106 and 1108.

2. That the custodian of the State Capitol be directed to assign room 1110 to the Legislative Council for the use of the bill drafting service for the period beginning December 1, 1954 and extending through the Legislative session of 1955.

3. That the Legislative custodian be directed to equip such quarters so assigned to Legislative Council with legislative furniture and equipment as directed by said Council adequate and sufficient for the purpose of carrying on the work of said Council in an efficient manner; and that said legislative custodian be charged with the duty of furnishing the quarters so assigned to Council with regular and proper janitor service after this Legislature shall have adjourned, until further order of the Legislature, as other legislative rooms and quarters are kept and maintained.

4. That copies of this resolution be delivered by the Clerk of this Legislature to the custodian of the State Capitol and to the legislative custodian after the same shall have been spread at large upon the Legislative Journal.

Members Excused

Messrs. Fenske and Carpenter were excused until Tuesday, June 2, 1953.

Mr. Cramer was excused for the remainder of the week.

Mr. Hubka was excused for Friday, May 29, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 579. Correctly enrolled.
LEGISLATIVE BILL 107. Correctly engrossed.
LEGISLATIVE BILL 278. Correctly engrossed.
LEGISLATIVE BILL 441. Correctly engrossed.
LEGISLATIVE BILL 264. Replaced on Select File as amended.

E and R amendments to L. B. 264:

1. Insert a comma after "attorney" in original section 9, line 17 after the newly inserted matter by standing committee amendment 13.

2. In enrollment and review amendment 4, line 4 strike the punctuation after "section".

3. In standing committee amendment 10, line 10 strike "77-2007.4" and in lieu thereof insert "77-2007.04".

4. In original section 7, line 20 strike "section 77-2001 to section" and in lieu thereof insert "sections 77-2001 to".

5. In the bill title, line 3 insert "and" before "77-2037".

6. In original section 14, line 1, strike "30-101,"; and in line 2 strike "77-2037, and 77-2108" and in lieu thereof insert "and 77-2037"; and in line 3 strike "also".

LEGISLATIVE BILL 338. Replaced on Select File as amended.

E and R amendment to L. B. 338:

1. In original section 5, line 13 strike the word "for" and show as stricken matter.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 3:47 p.m., on a motion by Mr. Carmody, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Friday, May 29, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower, Carpenter, Cole, Cramer, Fenske and Hubka, who were excused.

The Journal for the One Hundred First Day was approved.

Communications

Telegram from Walter E. Schoen, Chairman of the Platte County Board of Supervisors, Columbus, Nebraska, relative to L. B. 9.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 28, 1953, at 4:30 p.m.:

L. B. 105	L. B. 315	L. B. 542
L. B. 155	L. B. 420	L. B. 544
L. B. 257	L. B. 511	

LEGISLATIVE BILL 161.	Correctly enrolled.
LEGISLATIVE BILL 166.	Correctly enrolled.
LEGISLATIVE BILL 247.	Correctly enrolled.
LEGISLATIVE BILL 325.	Correctly enrolled.
LEGISLATIVE BILL 357.	Correctly enrolled.
LEGISLATIVE BILL 373.	Correctly enrolled.
LEGISLATIVE BILL 427.	Correctly enrolled.

LEGISLATIVE BILL 447. Correctly enrolled.
LEGISLATIVE BILL 454. Correctly enrolled.
LEGISLATIVE BILL 507. Correctly enrolled.
LEGISLATIVE BILL 580. Correctly enrolled.
LEGISLATIVE BILL 586. Correctly enrolled.
LEGISLATIVE BILL 411. Placed on Select File as amended.

E and R amendments to L. B. 411:

1. In Vogel amendment of May 26, 1953, strike commencing with "12" in line 1 to and including the first word "and" in line 2 and in lieu thereof insert "11, by striking the period after the word "state" at the end of line 11, and showing the same as stricken matter, and also"; and in line 5 of same amendment strike "Article 6, Chapter 77" and in lieu thereof insert "*Chapter 77, article 6*".

2. In section 2, line 7 insert a comma after "surplus".

3. In the bill title, line 6, after "state" insert "except as prescribed".

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 579	L. B. 357	L. B. 454
L. B. 161	L. B. 373	L. B. 507
L. B. 166	L. B. 427	L. B. 580
L. B. 247	L. B. 447	L. B. 586
L. B. 325		

Announcement—Mr. Cole

Mr. Person informed the Members that Mr. Cole was in the Methodist Hospital in Omaha but would be able to return to the Legislature in a few days.

Visitors

Mr. Coffey introduced his daughter, Margaret.

Unanimous Consent—Return L. B. 589 to Select File

Mr. Hill asked unanimous consent to return L. B. 589 to Select File for the following specific amendments:

1. Amend section 1 of the bill, line 4 by striking "sixty" and inserting "forty".

2. Amend the title of the bill, line 2 by striking "sixty" and inserting "forty".

Consent was granted. So ordered.

Suspend Rules—Introduce Bills

Mr. President: I move that the rules be suspended to permit the introduction of two new bills dealing with motor vehicles. (Signed) C. C. Lillibridge

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 593. By C. C. Lillibridge of Saline and John E. Beaver of Cumming.

A bill for an act to repeal Legislative Bill 78, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to motor vehicles.

LEGISLATIVE BILL 594. By C. C. Lillibridge of Saline and John E. Beaver of Cumming.

A bill for an act to amend sections 39-7,116, 60-105, 60-106, 60-108, 60-305.02, 60-308, 60-332, 60-333, 60-556, 60-601, 60-615, and 60-617, Reissue Revised Statutes of Nebraska, 1943, and sections 23-357 and 83-123, Revised Statutes Supplement, 1951, relating to motor vehicles; to provide for destruction of motor vehicle registration receipts and filing cards pertaining to same over three years old; to provide for signal lamps or mechanical signal devices on certain motor vehicles as prescribed; to provide for assigning a motor number to a motor when a motor exchange is made; to provide for issuing a certificate of title where none has been previously issued for such motor vehicle in this state; to provide for identification numbers in indices filed in the office of the Department of Roads and Irrigation; to provide conditions for reciprocity of nonresident owners of trucks and buses; to provide for record of motor vehicles alphabetically by name in office of Department of Roads and Irrigation; to pro-

vide a registration fee for cabin trailers; to provide for an annual registration fee for corn shellers, well-drilling outfits, self-propelled cranes, and similar vehicles as prescribed; to provide for authorized representative of the Department of Roads and Irrigation to secure possession of suspended license or registration; to redefine terms for the purposes of this act; to provide when a motor vehicle dealer's license may be suspended or revoked by the administrator; to provide that the information required of dealers in selling motor vehicles be contained in one instrument, and that all such instruments be kept on file by the dealer; to provide for the purchase of materials, the manufacture of, and the delivery of license plates by the State Reformatory; to provide the duties of the motor vehicle division relative thereto; and to repeal the original sections.

Suspend Rules—Place Bills on General File

Mr. President: I move that the rules be suspended and L. B. 593 and L. B. 594 be placed on General File. (Signed) C. C. Lillibridge

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 33

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 569.

A bill for an act for submission to the electors of amendment to Article IV, section 1, of the Constitution of Nebraska, relating to the executive; to change the provisions requiring certain executive officers to reside at the seat of government; to provide for the submission of the proposed amendment to the electors at the general election in November, 1954; to provide the manner of submission and form of ballot; to provide the effective date

of such proposed amendment if adopted; and to provide that the Governor, if such amendment is adopted, shall make a proclamation thereof as prescribed.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1954, there shall be submitted to the electors of the State of Nebraska, for approval, the following amendment to Article IV, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The executive officers of the state shall be the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General, and the heads of such other executive departments as set forth herein or as may be established by law. The Legislature may provide for the placing of the above named officers as heads over such departments of government as it may by law establish. The Governor, Lieutenant Governor, Attorney General, Secretary of State, Auditor of Public Accounts, and the Treasurer shall be chosen at the general election held in November, 1954, and in each even-numbered year thereafter, and their term of office shall be two years and until their successors shall be elected and qualified. The records, books, and papers of all executive officers shall be kept at the seat of government, and such officers, excepting the Lieutenant Governor and members of boards and commissions when the board or commission is the head of an executive department, shall reside there during their respective terms of office. Officers in the executive department of the state shall perform such duties as may be provided by law. The heads of all executive departments established by law, other than those to be elected as provided herein, shall be appointed by the Governor, with the consent of a majority of all members elected to the Legislature, but officers so appointed may be removed by the Governor. Subject to the provisions of this Constitution, the heads of the various executive or civil departments shall have power to appoint and remove all subordinate employees in their respective departments."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XV, section 1, of the Constitution of Nebraska. The propositions for the submission of the proposed amendments shall be placed upon the ballot in the following form:

"Constitutional amendment to change the provisions requiring certain executive officers to reside at the seat of government.

- ☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Anderson	Carson	Liebers	Person
Aufenkamp	Coffey	Lillibridge	Peterson
Beaver	Dooley	McHenry	Pizer
Bixler	Duis	McNutt	Shultz
Bridenbaugh	Hill	Martin	Syas
Britt	Klaver	Marvel	Tvrdik
Brown	Kotouc	Moulton	Williams
Burney	Lee	Nelson	Wilson
Carmody			

Voting in the negative, 1:

Diers

Not voting, 9:

Adams	Cole	Fenske	Larkin
Brower	Cramer	Hubka	Vogel
Carpenter			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

REPORT OF THE SPECIAL INVESTIGATING COMMITTEE OF THE REAL ESTATE COMMISSION

In Nebraska the Real Estate License Law was administered by a Commission of real estate men. There also existed the Nebraska

Real Estate Association to which approximately one-third of the real estate licensees belonged. The Director of the Real Estate Commission and the Executive Secretary of the Real Estate Association were one and the same, and both offices were operated out of the Capitol Building.

LB 468 was introduced to provide that the Director of the Real Estate Commission shall not be an officer or paid employee of any real estate association. After a public hearing was had on the bill, and it was advanced to General File, the Real Estate Commission submitted a written request that an investigation be made of the Real Estate Commission. The Lieutenant Governor appointed a Committee of five, namely: Senators K. W. Peterson (Chairman), Dwight W. Burney, Hugh Carson, Robert D. McNutt, and Herbert J. Duis to conduct an investigation into the activities of the Real Estate Commission.

The first witness called to testify was Robert K. Knox of Scottsbluff, Nebraska, whose opinion it was that the introduction of LB 468 was a direct attack upon the Director as well as upon the integrity and honesty of the members of the Real Estate Commission, and who had accused the investigating committee of having been, in his words, "stacked". Mr. Knox appeared before the Committee on March 16, 1953, and gave his testimony under oath at a meeting open to the public. His testimony revealed no foundation to his accusations, and that he had no information of benefit to the investigating committee.

The Committee had received numerous letters from real estate men over the State, who suggested that a thorough checking into the practices and expenditures of the Commission would be of value to the real estate brokers and agents of the State. Copies of various expense accounts had been received by the Committee, which in the opinion of the Committee, revealed carelessness and lack of contact on the part of the Commission with the Director.

Mr. Ervin W. Luedtke, Director, and Mr. Frank Marsh, Secretary of State, were called to testify. There seemed to be hard feelings, or at least a difference of opinion, between Mr. Marsh and the Commission and the Director. There was evidence of lack of harmony. The Commission appeared before the Committee, and it seemed quite evident that they were at least partially unaware of how the general business of the Commission had been conducted by the Director. The Committee was of the opinion that real estate men who are busy with their own private business

did not, or do not have the time to devote to Commission work. Hence, the Committee was of the opinion that the Commission did not serve a necessary and useful purpose.

The results of the investigation convinced a majority of the Committee that the functions now performed by the Real Estate Commission could be adequately performed by transferring those duties to the Department of Insurance, and at a great savings to the taxpayers.

As a result of the investigation, the investigating committee was also convinced that the organization setup in regard to the same person serving in two capacities, one of which was a state function and the other a real estate association function, was not good and that this could be and should be cured with the passage of LB 468.

Mr. Luedtke and the entire Commission seemed to be very cooperative.

(Signed) K. W. Peterson, Chairman

Special Investigating Committee

(Signed) Hugh Carson

(Signed) Robert D. McNutt

(Signed) Herbert J. Duis

(Signed) Dwight W. Burney

MOTION—Accept Report

Mr. President: I move that the report of the Special Investigating Committee be accepted and the Committee be discharged.
(Signed) K. W. Peterson

The motion prevailed.

Member Excused

Mr. Duis was excused for Monday, June 1, 1953.

SELECT FILE

LEGISLATIVE BILL 589.

Mr. Hill asked unanimous consent that his amendments found in this day's Journal be adopted.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 165. E and R amendments found in the Legislative Journal for the One Hundred First Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 212. E and R amendments found in the Legislative Journal for the One Hundred First Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 264. E and R amendments found in the Legislative Journal for the One Hundred First Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 338. E and R amendment found in the Legislative Journal for the One Hundred First Day was adopted.

Advanced to E and R for engrossment.

MOTION—Unicameral Brochure

Mr. President: I move that the Clerk of the Legislature prepare and publish a brochure on the Unicameral and its activities similar to those heretofore prepared. (Signed) Earl J. Lee

The motion prevailed.

Visitors

Mr. Britt introduced Miss Eva L. Erickson, Teacher, and twenty-eight students from Irving Junior High School, Lincoln, Nebraska.

Mr. Klaver introduced Mr. Walter Korisko, former City Commissioner of Omaha, Nebraska.

Mr. Moulton introduced Miss Snell and Miss Masters, Teachers, and seventy-five students from Rose Hill School, Omaha, Nebraska; Mr. Moulton also introduced his son, Bill, who was one of the students.

Unanimous Consent—Return L. B. 577 to General File

Mr. Tvrdik asked unanimous consent that L. B. 577 be returned to General File for the following specific amendment:

1. Amend page 6 of the bill, original section 4, line 7 by striking "thirty-six" and inserting "*thirty-six fourteen and four-tenths*".

No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 577. Mr. Tvrdik asked unanimous consent that his amendment found in this day's Journal be adopted.

No objections. Amendment adopted.

Advanced to E and R for review.

SELECT FILE

LEGISLATIVE BILL 285. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Mr. Williams asked unanimous consent that the following specific amendment be adopted:

In Standing Committee amendment to L. B. 285, Page 5, Section 8, Line 4, the words "in a sum not to exceed seventy-five hundred dollars per annum," be stricken.

Consent was granted. Amendment adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 286. Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 411

Mr. President: I move that the rules be suspended and we consider L. B. 411 on Select File at this time. (Signed) Sam Klaver

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 411. E and R amendments found in this day's Legislative Journal were adopted.

Advanced to E and R for engrossment.

Mr. Moulton Presiding

MOTION—Thanks

Mr. President: I move that the Legislature offer Senator Lillibridge a vote of thanks for the party which he gave for the Members last night. (Signed) H. K. Diers

The motion prevailed unanimously.

Members Excused

Messrs. Lee and Bixler were excused for Monday, June 1, 1953.

Adjournment

At 10:25 a.m., on a motion by Mr. Carmody, the Legislature adjourned until 2:00 p.m., Monday, June 1, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Monday, June 1, 1953

Pursuant to adjournment, the Legislature met at 2:01 p.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower, Cole, Duis, Fenske, Lee and Marvel, who were excused.

The Journal for the One Hundred Second Day was approved as corrected.

Communication

Letter from Grace Frey, former Page of the Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on May 29, 1953, at 3:30 p.m.:

L. B. 161
L. B. 166
L. B. 247
L. B. 325
L. B. 357

L. B. 373
L. B. 427
L. B. 447
L. B. 454

L. B. 507
L. B. 579
L. B. 580
L. B. 586

LEGISLATIVE BILL 148. Replaced on Select File as amended.

E and R amendment to L. B. 148:

1. In original section 1, now section 2 last line, strike "state and" and show as stricken matter.

LEGISLATIVE BILL 569. Correctly enrolled.

LEGISLATIVE BILL 242. Correctly engrossed.

LEGISLATIVE BILL 264. Correctly engrossed.

LEGISLATIVE BILL 338. Correctly engrossed.

LEGISLATIVE BILL 89. Correctly re-engrossed.

LEGISLATIVE BILL 279. Correctly re-engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 569

Approved by the Governor

June 1, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on May 30, 1953, he approved L. B. 105, 155, 257, 315, 420, 511, 542, 161, 166, 247, 325, 357, 427, 447, 454, 507, 579, 580, and 586.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

RESOLUTIONS

LEGISLATIVE RESOLUTION 35. Re: Legislative Council to Make Study of Revenues and Expenditures of the Four State Teachers Colleges.

Introduced by C. C. Lillibridge of Saline.

WHEREAS, the Legislature is appropriating approximately \$6,500,000 for the support of the four State Teachers Colleges during the biennium 1953-1955, and

WHEREAS, the major portion of this appropriation is derived from the State General Fund and the Institutional Building Fund, and

WHEREAS, each of the four institutions receives all of its own cash funds but the appropriations from the General Fund and the Institutional Building Fund are made in lump sum to the Board of Education of State Normal Schools for apportionment to the four institutions in such manner as the Board sees fit, and

WHEREAS, the four institutions vary considerably in enrollment and expenditures.

NOW, THEREFORE, BE IT RESOLVED BY THE SIXTY-FIFTH SESSION OF THE NEBRASKA STATE LEGISLATURE:

1. That the Nebraska Legislative Council be directed to study the revenues and expenditures of the four State Teachers Colleges, such study to include

(a) A comparison of the enrollment, cash receipts, and apportionments from general fund and building fund appropriations of the four teachers colleges.

(b) A comparison of the cost of maintaining the teachers colleges with the cost of operating other educational institutions in the state of comparable size and functions.

2. That the Nebraska Legislative Council be directed to report its findings to the Legislature at the next regular session.

LEGISLATIVE RESOLUTION 36. Re: Committee to Investigate Conditions Resulting from Iowa-Nebraska Boundary Compact.

Introduced by Committee on Government, Charles Wilson of Madison, Chairman.

WHEREAS, the Nebraska State Legislature in 1943 ratified a boundary compact with the State of Iowa, and

WHEREAS, since the ratification of the compact and establishing new boundaries between the states of Iowa and Nebraska, some disputes have arisen as to whether the land ceded to Nebraska is included within the boundaries in the counties of the State of Nebraska bordering the boundary between Iowa-Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to investigate the conditions which have arisen by reason of such ceded land to the State of Nebraska, and make a report to the next regular session of the Nebraska State Legislature, whether legislation is needed to include the ceded land within the boundaries of any of the counties adjacent to the Iowa-Nebraska boundary.

LEGISLATIVE RESOLUTION 34.

L. R. 34 was adopted with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE RESOLUTION 31.

L. R. 31 was adopted with 28 ayes, 1 nay and 14 not voting.

LEGISLATIVE RESOLUTION 32.

L. R. 32 was adopted with 29 ayes, 0 nays and 14 not voting.

Visitors

Mr. Britt introduced Mr. Don Firnhaber, Teacher, and forty students from Trinity Lutheran School, Lincoln, Nebraska.

Mr. Bixler introduced his mother, Mrs. Milt Bixler, Scottsbluff, Nebraska.

Announcement—Mr. Cole

Mr. Vogel announced that he had been to the hospital to visit Mr. Cole and that he was feeling very well and expects to return to the Legislature on Wednesday.

GENERAL FILE

LEGISLATIVE BILL 592. Read and considered.

Advanced to E and R for review.

Mr. Adams Presiding

LEGISLATIVE BILL 593. Read and considered.

Advanced to E and R for review.

Unanimous Consent—Return L. B. 114 to Select File

Mr. Peterson asked unanimous consent that L. B. 114 be returned to Select File for the following specific amendment:

The committee on E and R will retain the wording in section 1 as it has been amended, except in present section one, as shown on line 115, of Standing Committee Amendment 1 of L. B. 114, change the word "may" to "shall" as it was changed in section 9 of L. B. 262 and said committee will make all changes in stricken matter and new matter necessary for such purpose and they will also strike all reference in the title, repealing clause, and said section 1 to the fact that such section had been amended by section 9 of said L. B. 262 and make such other changes as are necessary to carry out the same.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 114.

Mr. Peterson asked unanimous consent that his amendment found in this day's Journal be adopted.

Consent was granted. Amendment adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 148.

Mr. Tvrdik asked unanimous consent that the following amendment be adopted:

Strike the Klaver amendment to L. B. 148.

Mr. Carpenter objected.

Mr. Tvrdik moved that the above amendment be adopted.

Mr. Hill requested a machine vote.

Mr. Tvrdik requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Carpenter moved that the Call be raised, which prevailed with 23 ayes, 2 nays and 18 not voting.

Mr. Larkin requested a Call of the House, which lost with 9 ayes, 19 nays and 15 not voting.

The Tvrdik amendment was lost with 17 ayes, 13 nays and 13 not voting.

Mr. Pizer moved that L. B. 148 be indefinitely postponed.

The motion lost with 12 ayes, 21 nays and 10 not voting.

E and R amendment found in this day's Legislative Journal was adopted.

Mr. Anderson moved to strike the enacting clause.

The Chair ruled the Anderson motion out of order.

Advanced to E and R for engrossment with 20 ayes, 9 nays and 14 not voting.

LEGISLATIVE EXPENSES, May, 1953

Account E-2 Salaries of Members

Gross Wages	\$3,099.87		
Payments to Members		\$ 3,045.60	
Withheld Income Taxes		7.40	Net Amt. Paid \$ 3,053.00
Deferred Payments, O.A.S.I. Taxes		46.87	
TOTAL		\$ 3,099.87	

Account E-4 Officers' and Employees' Salaries	Time	Rate	Gross Wages
Ralph D. Nelson, Asst. Clerk	26 Das.	\$ 18.00 Da.	\$ 468.00
George L. Santo, Sgt. at Arms	1 Mo.	200.00 Mo.	200.00
A. C. Taylor, Asst. Sgt. at Arms	1 Mo.	180.00 Mo.	180.00
Ruby B. Nelson, Postmistress	1 Mo.	165.00 Mo.	165.00
E. C. Hansen, Chaplain	1 Mo.	130.00 Mo.	130.00
Clarence M. Davis, Legal Adviser	1 Mo.	750.00 Mo.	750.00
Eloise M. Galloway, Secy. Lt. Gov.	1 Mo.	220.00 Mo.	220.00
LaVerne Obermeyer, Journal Clerk	1 Mo.	285.00 Mo.	285.00
Florence S. Graham, Asst. Jnl. Clerk	1 Mo.	240.00 Mo.	240.00
Jo Fisher, Engrossing Clerk	1 Mo.	285.00 Mo.	285.00
Mary Dickinson, Asst. Engrsg. Clerk	1 Mo.	220.00 Mo.	220.00
Hollis S. Thurber, Bookkeeper	¾ Mo.	225.00 Mo.	168.75
Janet E. Waddill, Docket Clerk	1 Mo.	220.00 Mo.	220.00

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Account E-4 Officers' and Employees' Salaries
(Continued)

	Time	Rate	Gross Wages
Katherine E. Gibson, Secretary	1 Mo.	\$210.00 Mo.	\$210.00
Paula S. Williams, Office Assistant	1 Mo.	195.00 Mo.	195.00
Marguerite M. Price, Budget Com. Clk.	1 Mo.	315.00 Mo.	315.00
Marlea B. Gates, Supervisor	1 Mo.	240.00 Mo.	240.00
Georgie E. Stephenson, Ag. Com. Clerk	1 Mo.	220.00 Mo.	220.00
Lucille E. Toman, Banking Com. Clerk	1 Mo.	220.00 Mo.	220.00
Glendora Hueser, Education Com. Clerk	1 Mo.	220.00 Mo.	220.00
Shirley E. Harris, Judiciary Com. Clk.	1 Mo.	220.00 Mo.	220.00
Shirley C. Blank, Misc. Approp. Com. Clk.	1 Mo.	220.00 Mo.	220.00
Detta J. Harding, Pub. Health Com. Clerk	1 Mo.	220.00 Mo.	220.00
Eleanor S. Stratton, Revenue Com. Clerk	1 Mo.	220.00 Mo.	220.00
Marilyn A. McNeeley, Govt. Com. Clerk	1 Mo.	220.00 Mo.	220.00
Louise M. Goodman, Labor Com. Clerk	1 Mo.	220.00 Mo.	220.00
Dorothea Fuchs, Stenographer	1 Mo.	200.00 Mo.	200.00
Tillie Fay Walker, Stenographer	1 Mo.	200.00 Mo.	200.00
Doris M. Sveen, Steno. E & R	1 Mo.	210.00 Mo.	210.00
Marie W. Stewart, Proof Rdr. E & R	1 Mo.	200.00 Mo.	200.00
Olga A. Koch, Proof Reader E & R	1 Mo.	200.00 Mo.	200.00
Miriam E. Gabelman, Stenographer	23 Das.	200.00 Mo.	177.10
Rosemary Sautter, Stenographer	1 Mo.	200.00 Mo.	200.00
Lorraine C. Anderson, Stencil Typist	7 Das.	200.00 Mo.	53.90
G. F. Martin, Chief Bill Rm. Clerk	1 Mo.	220.00 Mo.	220.00
F. R. Miller, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Chas. D. Woods, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
Chas. E. Keefer, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00
John D. Curtis, Asst. Bill Rm. Clerk	1 Mo.	175.00 Mo.	175.00

Account E-4 Officers' and Employees' Salaries
(Continued)

	Time	Rate	Gross Wages
Lon C. Shawver, Asst. Bill Rm. Clerk	1 Mo.	\$175.00 Mo.	\$175.00
Winona Brady, Page	1 Mo.	150.00 Mo.	150.00
James A. Rivers, Page	1 Mo.	150.00 Mo.	150.00
Geraldine Wacker, Page	24 Das.	150.00 Mo.	138.48
Ernest Fouts, Custodian	1 Mo.	185.00 Mo.	185.00
Vilimir Timitch, Asst. Custodian	1 Mo.	170.00 Mo.	170.00
Carl Hoffman, Asst. Custodian	1 Mo.	170.00 Mo.	170.00
Gertrude Tyler, Telephone Operator	1 Mo.	165.00 Mo.	165.00
Elizabeth Reger, Proof Reader	150 Hrs.	1.25 Hr.	187.50
Edna Scott, Proof Reader	150 Hrs.	1.25 Hr.	187.50
Margaret Lindquist, Proof Reader	166½ Hrs.	1.25 Hr.	208.13
Ethel Bryant, Proof Reader	166½ Hrs.	1.25 Hr.	208.13
TOTAL GROSS WAGES			\$10,927.49

Net Amount Paid Employees	\$ 9,439.49	
W.H. Income Taxes	1,326.00	Net Amt. Paid \$10,765.49
Deferred Payment O.A.S.I. Taxes	162.00	
TOTAL	\$10,927.49	

ONE HUNDRED-THIRD DAY—JUNE 1, 1953

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Account E-5 Incidental Expense

Acorn Press, Printing Receipt Books	\$ 29.00	
Purchasing Dept., Office Supplies	120.38	
Ruby B. Nelson, Advance P. O. Postage	10.00	
Purchasing Dept., Advance Postage	600.00	
Journal Star Printing Co., Printing Bills	1,833.94	
Lincoln Maytag Co., Sweeper	79.85	
Lincoln Telephone Co.	59.00	
Joe Christensen, Printing Journals	1,646.88	
Program Service Co., Equipment Rental	15.00	
Capital Printing Co., Stationery	34.51	
Sound Engineering Co., Equipment Rental	50.00	
Lincoln Tel. Co., Telephone Acct. April	115.40	
Orin E. Jerner, Postmaster, Postage	4,400.00	
TOTAL	\$ 8,993.96	Net Amt. Paid \$ 8,993.96

Account No. 7 Lt. Governor's Salary

Charles J. Warner, Lt. Governor	Gross Wage	\$ 145.35	
Net Amount Paid	\$143.17		Net Amt. Paid \$ 143.17
Deferred Payment O.A.S.I. Taxes	2.18		
TOTAL	\$145.35		

Account No. 8 Clerk's Salary - Expense Maintenance

Hugo F. Srb, Gross Wage \$ 520.83

Net Amount Paid \$462.63

W.H. Income Tax 50.40

Net Amt. Paid \$ 513.03

Deferred Payment O.A.S.I. Taxes 7.80

TOTAL **\$520.83**

GRAND TOTAL Paid by Warrants **\$23,468.65**

ONE HUNDRED-THIRD DAY—JUNE 1, 1963

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STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 108. Correctly enrolled.
LEGISLATIVE BILL 212. Correctly engrossed.
LEGISLATIVE BILL 434. Correctly engrossed.
LEGISLATIVE BILL 589. Correctly engrossed.
LEGISLATIVE BILL 453. Placed on Select File as amended.

E and R amendments to L. B. 453:

1. In new section 1, line 1, insert a comma after "may" and in line 2 a comma after "located".

2. In new section 2, line 3 strike "as"; and in line 6 strike "and no land acquired therefor" and in lieu thereof insert ", no land shall be acquired therefor,".

3. In new section 4, lines 5 and 6 strike ", and after completion thereof to" and in lieu thereof insert "and, after the completion thereof, shall".

4. In new section 5, line 6 after "as" insert "is".

5. In standing committee amendment 2, line 3 after "and" insert "for the".

LEGISLATIVE BILL 590. Placed on Select File as amended.

E and R amendments to L. B. 590:

1. In the bill, section 2, line 8 after "hospitals" insert ", described in section 83-305,"; line 12 strike the first "the" and in lieu thereof insert "the such"; and in line 13 before "as" and after "act" insert a comma.

2. In section 4, line 5, strike ", and" and in lieu thereof insert "and,".

LEGISLATIVE BILL 591. Placed on Select File as amended.

E and R amendments to L. B. 591:

1. In the bill, section 1, line 4 after "person"; line 5 after "purposes"; line 8 after "state"; line 10 after "treasurer"; and in

line 20 after "brands" insert a comma; line 4, strike "who brings" and in lieu thereof insert "and who brings cattle"; and in line 5 strike "cattle".

2. In section 2, line 4 after "months" and in line 6 after "period" insert a comma; line 5, strike "for each" and in lieu thereof insert "to such person"; lines 6 and 7, strike "to such person" and in lieu thereof insert ", remaining of such period of six months"; and in line 8, strike ", and when allowed" and in lieu thereof insert ". When such claim is allowed, the amount thereof".

3. In section 3, line 3 after "state" and in line 4 after "act" insert a comma.

4. In the original bill, section 3, line 3, after the word "without" insert "securing". Printed bill, only, adds the word "getting" in that place by error.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 4:15 p.m., on a motion by Mr. Shultz, the Legislature adjourned until 10:00 a.m., Tuesday, June 2, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, June 2, 1953

Pursuant to adjournment, the Legislature met at 10:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower and Cole, who were excused.

The Journal for the One Hundred Third Day was approved.

Communications

House Joint Resolution No. 5 from the State of Delaware relative to memorializing the Congress of the United States to enact legislation providing for the withdrawal of Federal Government from the field of gasoline taxes. Referred to Committee on Revenue.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 108

RESOLUTIONS

LEGISLATIVE RESOLUTION 27.

Mr. Lee offered the following amendment:

Strike the second and third paragraphs beginning with the word "WHEREAS".

Mr. Williams called for a division of the question.

The first half of the Lee amendment, to strike the second paragraph beginning with the word "WHEREAS", was adopted with 36 ayes, 0 nays and 7 not voting.

Mr. Williams requested a record vote on the second half of the Lee amendment.

Voting in the affirmative, 10:

Anderson	Burney	Liebers	Nelson
Bridenbaugh	Diers	McNutt	Vogel
Britt	Lee		

Voting in the negative, 24:

Adams	Carson	Klaver	Marvel
Aufenkamp	Coffey	Kotouc	Peterson
Bixler	Duis	Larkin	Pizer
Brown	Fenske	Lillibridge	Syas
Carmody	Hill	McHenry	Tvrdik
Carpenter	Hubka	Martin	Williams

Not voting, 9:

Beaver	Cramer	Moulton	Shultz
Brower	Dooley	Person	Wilson
Cole			

The second half of the Lee amendment was lost.

Mr. Williams moved that L. R. 27 be adopted.

Mr. Williams requested a record vote.

Voting in the affirmative, 28:

Adams	Carpenter	Kotouc	Person
Aufenkamp	Carson	Larkin	Peterson
Beaver	Coffey	Liebers	Pizer
Bixler	Duis	Lillibridge	Shultz
Brown	Hill	McHenry	Syas
Burney	Hubka	Martin	Tvrdik
Carmody	Klaver	Marvel	Williams

Voting in the negative, 9:

Anderson	Diers	Lee	Nelson
Bridenbaugh	Fenske	McNutt	Vogel
Britt			

Not voting, 6:

Brower	Cramer	Moulton	Wilson
Cole	Dooley		

The motion prevailed, and L. R. 27 was adopted.

LEGISLATIVE RESOLUTION 37. Re: Committee to be Appointed by the Legislative Council to Make a Study of the Assistance Laws.

Introduced by Sam Klaver of Douglas, Dwight W. Burney of Cedar, and Arthur Carmody of Hitchcock.

WHEREAS, the assistance laws require reimbursement from relatives if the relatives are able to support the recipient, and

WHEREAS, the Assistance Department as part of their investigation of the recipient's needs, require that all persons liable for support execute a financial statement, and

WHEREAS, some of the relatives, whether they are financially able to support the recipient or not, either neglect or refuse to return the statements, thereby causing undue hardship and distress to the recipient.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

That the executive committee of the Legislative Council appoint a committee to make a comprehensive and detailed study of the assistance laws and report to the next regular session of the Legislature. The report to contain the following:

(1) A recommendation for improving the manner of obtaining the necessary information to determine the need of the recipient and family responsibility;

(2) A method of furnishing assistance to needy recipients when some relative refuses to make a financial report, whether financially responsible or not;

(3) A method of furnishing assistance without embarrassing the recipient by harsh and drastic comments; and

(4) Necessary legislation to accomplish the purposes of the recommendations.

LEGISLATIVE RESOLUTION 38. Re: Enactment of a law by the Congress of the United States Giving Mineral Rights Back to the States.

Introduced by Herbert J. Duis of Dawson.

WHEREAS, the Congress of the United States has enacted the tide lands bill giving offshore oil rights back to the states, and

WHEREAS, the United States government retains certain rights under the Mineral Leasing Act.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Congress of the United States enact a law giving the mineral rights back to the states.

2. That copies of this resolution, suitably engrossed, be transmitted by the Clerk of the Legislature to the Vice President of the United States as presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to each member from Nebraska in the Congress of the United States.

LEGISLATIVE RESOLUTION 39. Re: Reports of Motor Vehicle Accidents.

Introduced by Herbert J. Duis of Dawson.

WHEREAS, the operator of every motor vehicle which is in any manner involved in an accident within this state in which any person is killed or injured, or in which damage in excess of one hundred dollars is sustained to the property of any one

person, including such operator is required to report the matter to the Department of Roads and Irrigation upon such form as the department shall require, and

WHEREAS, unless such operator or owner shall satisfy the Department of Roads and Irrigation that he has ability to respond in damages, his operator's license and registration shall be suspended by the department, and

WHEREAS, many operators and owners involved in such accidents are unaware of the fact that if they have in effect an automobile liability policy of not less than five thousand dollars to cover bodily injuries or death to one person, ten thousand dollars to cover bodily injuries to two or more persons, and one thousand dollars to cover injury to or destruction of property, and the filing with the Department of Roads and Irrigation a written notice that such policy was in effect at the time of such accident by the insurance company, that the law providing for suspension of license did not apply.

NOW, THEREFORE. BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Department of Roads and Irrigation change the report required to be filed under the Motor Vehicle Safety Responsibility Act so as to require a statement of whether the person making the report is insured as required to satisfy such act.

2. That such report contain a printed statement in bold type that if the operator or owner were insured at the time of the accident, a written notice from the insurance company when filed with the Department of Roads and Irrigation stating that the operator or owner had a policy in effect at the time of the accident would relieve the operator or owner from having his operator's license or registration suspended.

3. That a form of the written notice required to be signed by the insurance company, be attached to the bottom of the report in such a manner that the same may be detached therefrom, and handed to the insurance company agent for execution at the time the operator or owner makes his report.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 148. Correctly engrossed.

LEGISLATIVE BILL 411. Replaced on Select File as amended.

E and R amendments to L. B. 411:

1. In Vogel amendment 1, strike the balance of such amendment commencing with "*Revised*" in the 5th line thereof and in lieu thereof insert "*Reissue Revised Statutes of Nebraska, 1943, and amendments thereof.*".

2. In the Enrollment and Review amendment 2, adopted May 29, 1953, strike "2" after section and in lieu thereof insert "1".

LEGISLATIVE BILL 9. Placed on Select File as amended.

E and R amendments to L. B. 9:

1. In Mr. Duis' amendment 1, line 3 after "judge" and in line 4 after "provided" insert a comma; line 7, strike "and"; line 8 after "of" insert "*more than*"; and in the same line strike "and".

2. In Mr. Cramer's amendment 1, line 10 and in line 14 after "having" insert "*a population of*"; line 15 and in line 17 before "county" strike "a" and in lieu thereof insert "*a the*"; line 23, after "having" insert "*a population of more than*"; and in the same line strike "or more" and show as stricken matter; line 24 strike "less" and in lieu thereof insert "*less not more than*"; line 30, strike "*nine thousand or more and less*" and in lieu thereof insert "*a population of more than nine thousand or more and less not more*"; lines 37 and 38 strike "*fifteen thousand inhabitants or more and less*" and in lieu thereof insert "*more than fifteen thousand inhabitants or more and less not more*"; line 40, strike "less" and in lieu thereof insert "*less not more*"; line 44, insert a comma at end of line after "more"; and in line 50, strike "2" and in lieu thereof insert "3".

3. The committee on Enrollment and Review will renumber sections as may be proper.

4. In original section 1, line 1, after "deputies" insert a comma.

5. In renumbered section 6, (original Sec. 2.) line 1 after "That" insert "original"; strike line 2, commencing with "sections", all of line 3 and 4 to and including "1951" and in lieu thereof insert "also sections 23-1101, 23-1102, 23-1103, 23-1104, 23-1105, 23-1108.03, 23-1110, 23-1110.02, 23-1113.02, 23-1113.03, and 23-1113.04, Revised Statutes Supplement, 1951, sections 23-1106, 23-1107, 23-1108,

23-1108.01, and 23-1108.02, Revised Statutes Supplement, 1951, as amended by sections 1 to 5, Legislative Bill 55, Sixty-fifth Session, Nebraska State Legislature, 1953, section 23-1109, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 581, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 23-1110.01, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 191, Sixty-fifth Session, Nebraska State Legislature, 1953".

6. In Standing Committee amendment 3 strike the balance of this amendment starting with "and" in line 2 (a new insertion being made below).

7. In the bill title, line 2, after the semicolon, insert "to amend section 33-128, Reissue Revised Statutes of Nebraska, 1943;"; line 4 after the comma insert "except as prescribed"; line 5 after second "board" insert "; to provide when certain changes in salaries shall become effective"; and in line 6 after "repeal" strike the balance of the title and in lieu thereof insert "the original section and also sections 23-1101, 23-1102, 23-1103, 23-1104, 23-1105, 23-1108.03, 23-1110, 23-1110.02, 23-1113.02, 23-1113.03, and 23-1113.04, Revised Statutes Supplement, 1951, sections 23-1106, 23-1107, 23-1108, 23-1108.01, and 23-1108.02, Revised Statutes Supplement, 1951, as amended by sections 1 to 5, Legislative Bill 55, Sixty-fifth Session, Nebraska State Legislature, 1953, section 23-1109, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 581, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 23-1110.01, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 191, Sixty-fifth Session, Nebraska State Legislature, 1953."

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 143.

A bill for an act relating to decedents' estates; to provide for the transfer of personal property of a deceased person without judicial proceedings where the value of the entire estate of the decedent does not exceed seven hundred dollars under the prescribed conditions; to prescribe the procedure necessary to accomplish such transfer; to define terms; to provide additional

requirements where it is sought to transfer title to a motor vehicle; and to declare the effect of the procedure provided by this act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Marvel
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 5:

Brower	Moulton	Williams	Wilson
Cole			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 479.

A bill for an act to provide for acquiring land for, and constructing, equipping, furnishing, and maintaining of a joint municipal and recreation building by a school district and a city of the second class as prescribed; to provide for the payment of the cost therefor; to provide for the issuance of bonds; to provide that such city and such school district shall provide in their annual budgets for their proportion of the expense of maintaining such joint building; to provide for a building commission and the powers, duties, and compensation of the members thereof; and to provide that the building commission may accept gifts, devises, and bequests as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Marvel
Anderson	Carson	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Duis	McHenry	Syas
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Hubka		

Voting in the negative, 0.

Not voting, 5:

Brower	Moulton	Williams	Wilson
Cole			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 506.

A bill for an act to amend section 79-478, Reissue Revised Statutes of Nebraska, 1943, and section 79-486, Revised Statutes Supplement, 1951, as amended by section 5, Legislative Bill 455, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to schools; to extend the provisions of transferring children to an adjoining district; to provide that the school board of any district closed under the provision of this act shall be required to enter into contracts with school districts of the choice of the parents of the children to be educated, but the total cost for tuition and transportation shall not exceed the average cost of the operation of the schools of this class in the county that are actually open and in operation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Aufenkamp	Bixler	Brown
Anderson	Beaver	Britt	Burney

Carmody	Duis	Liebers	Pizer
Carpenter	Hill	Lillibridge	Shultz
Carson	Hubka	McHenry	Syas
Coffey	Klaver	McNutt	Tvrdik
Cramer	Kotouc	Martin	Vogel
Diers	Larkin	Marvel	Williams
Dooley	Lee	Peterson	

Voting in the negative, 4:

Bridenbaugh	Fenske	Nelson	Person
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Not voting, 4:

Brower	Cole	Moulton	Wilson
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 513.

A bill for an act to amend section 60-901, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to exclude Nebraska residents, under the conditions set forth in this act, and the towing of motor vehicles which are used for regular racing purposes only from the provisions of Chapter 60, article 9, Reissue Revised Statutes of Nebraska, 1943 except as prescribed; to restate, change, and clarify certain provisions in regard to the towing of motor vehicles and trucks and the requirements and fees for permits for the same; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 30:

Adams	Coffey	Larkin	Nelson
Anderson	Cramer	Lee	Pizer
Bixler	Diers	Liebers	Shultz
Bridenbaugh	Duis	Lillibridge	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Williams
Carson	Kotouc		

Voting in the negative, 8:

Aufenkamp	Burney	Dooley	Person
Beaver	Carmody	McHenry	Peterson

Not voting, 5:

Brower	Klaver	Moulton	Wilson
Cole			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 581.

A bill for an act to amend sections 23-1109 and 23-1204.03, Revised Statutes Supplement, 1951, relating to counties; to provide that counties having a population of more than thirty thousand inhabitants and not more than two hundred thousand inhabitants may have additional deputy county attorneys as prescribed, upon approval of the county board; to prescribe the salaries of such additional deputy county attorneys; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carson	Kotouc	Person
Anderson	Coffey	Larkin	Peterson
Aufenkamp	Cramer	Lee	Pizer
Beaver	Diers	Liebers	Shultz
Bixler	Dooley	Lillibridge	Syas
Bridenbaugh	Duis	McHenry	Tvrdek
Brown	Fenske	McNutt	Vogel
Burney	Hill	Martin	Williams
Carmody	Hubka	Marvel	Wilson
Carpenter	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Britt	Brower	Cole	Moulton
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Hubka was excused for this afternoon.

MESSAGE FROM THE GOVERNOR

**TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:**

Legislative Bill 373 is being returned without my signature.

This bill would provide for the licensing of masseurs and masseuses, would fix license fees, would create a Board of Examiners in massage, would define an accredited school of massage and an acceptable apprenticeship course, and would provide for licenses by reciprocity.

The bill contains the usual grandfather clause so that masseurs and masseuses who have been practicing or teaching for a year will be automatically within the folds of this new profession and secure against competition that cannot meet the licensing tests and standards.

This bill sets up a new field of regulation and places limitations on freedom of competition in the massage business. Necessary protection of the public interest is the only sound justification for such legislation. I do not recognize any substantial threat to the public from unregulated masseurs and masseuses. I cannot discover any genuine public desire for this new agency of government. There is as much reason to have state examining boards for photographers or butchers or bank tellers or auto mechanics or almost any skilled occupation that one can think of.

It is my judgment that this is an unwise extension of the licensure laws of the State.

Respectfully submitted this 2nd day of June, 1953.

(Signed) Robert B. Crosby

Governor

RECESS

At 11:49 a.m., on a motion by Mr. McNutt, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Brower, Cole, Hubka and Williams, who were excused.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 107.

A bill for an act relating to motor vehicles; to provide a tax upon all combustible gases and liquids suitable for the generation of power for propulsion of motor vehicles as prescribed, except that it does not include motor fuel as defined in subdivision (2) of section 66-401, Reissue Revised Statutes of Nebraska, 1943; to define terms; to provide for collection of tax; to provide an equalization fee in lieu of the excise tax provided by this act on motor vehicles with a capacity of seven or more passengers carrying passengers for hire within municipalities or in and within a radius of one mile thereof; to provide for disbursement of tax; to make certain acts unlawful; to provide penalties; to provide when this act shall be in full force and effect; to provide for licenses for special fuel dealers and special fuel users as prescribed; to provide certain procedure and requirements in regard thereto; to provide certain grounds for which such licenses may be canceled or annulled; and to repeal Chapter 60, article 2, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 26:

Adams
Anderson

Aufenkamp
Beaver

Bixler
Burney

Carpenter
Carson

Coffey	Hill	Marvel	Shultz
Cramer	Klaver	Moulton	Syas
Diers	Larkin	Person	Tvrdik
Duis	Lee	Peterson	Vogel
Fenske	Martin		

Voting in the negative, 13:

Bridenbaugh	Dooley	Lillibridge	Nelson
Britt	Kotouc	McHenry	Pizer
Brown	Liebers	McNutt	Wilson
Carmody			

Not voting, 4:

Brower	Cole	Hubka	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 278.

A bill for an act to amend section 83-134, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to increase the amount that buildings and improvements may cost before such buildings and improvements shall be constructed by contract instead of inmate labor; to eliminate certain items in arriving at such amount; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carson	Kotouc	Moulton
Anderson	Coffey	Larkin	Nelson
Aufenkamp	Cramer	Lee	Person
Beaver	Diers	Liebers	Peterson
Bixler	Dooley	Lillibridge	Pizer
Bridenbaugh	Duis	McHenry	Shultz
Brown	Fenske	McNutt	Tvrdik
Burney	Hill	Martin	Vogel
Carmody	Klaver	Marvel	Wilson
Carpenter			

Voting in the negative, 2:

Britt Syas

Not voting, 4:

Brower Cole Hubka Williams

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 441. With emergency.

A bill for an act relating to cities of the metropolitan class; to authorize cities of the metropolitan class to own, construct, equip, and operate, either within or without the corporate limits of any such municipality, a sewerage system, including any storm sewer system, or sewage disposal plants; to authorize a tax levy as prescribed; to provide for authority to levy a sewer use fee; to provide for authority to issue revenue bonds to be paid from said use fee; to provide for the issuance of general obligation bonds as prescribed; to provide a construction clause; to fix the maximum of general obligation bonds which may be so issued; to define terms; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Adams	Carpenter	Kotouc	Nelson
Anderson	Carson	Larkin	Person
Aufenkamp	Coffey	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Dooley	McNutt	Syas
Britt	Duis	Martin	Tvrdik
Brown	Fenske	Marvel	Vogel
Burney	Hill	Moulton	Wilson
Carmody	Klaver		

Voting in the negative, 0.

Not voting, 5:

Brower Hubka Lillibridge Williams
Cole

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MESSAGE FROM THE GOVERNOR

To the President, Speaker and Members of the Legislature:

The attached bill is being introduced upon my request and upon my recommendation.

Several members of the Legislature have expressed concern about the widows of Safety Patrolmen who are killed in the line of duty. No other state employee is required by his employment to undertake the hazards that are undertaken by Safety Patrolmen. The Patrolmen's Retirement System does not provide benefits for a widow and family except after twenty years' service. The salary received by Patrolmen does not permit the individual officer to make adequate provision for his family through purchase of life or accident insurance, and the premium rates are high because of the hazardous nature of his occupation.

It seems proper that the State should give some assurance to members of the Patrol that their families will receive special provision if the Patrolman loses his life through a courageous discharge of his duty.

The attached bill provides for the widows of three Safety Patrolmen who have lost their lives in the performance of their duty since the Patrol was established. At a future session of the Legislature a more systematic plan of death benefits may be devised, but at this late time in the present session, this bill represents the only practical approach.

Respectfully submitted this 2nd day of June, 1953.

(Signed) Robert B. Crosby
Governor

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 595. By Arthur Carmody of Hitchcock, Harry L. Pizer of Lincoln and Charles F. Tvrđik of Douglas, by request of the Governor.

A bill for an act to appropriate the sum of thirty thousand dollars out of the General Fund of the state for the benefit of Wilda Zink, Lillian C. Meistrell, and Flora Rolfs in paying to each the sum of ten thousand dollars for damages on account of the loss of their husbands through death which occurred while performing their duties as a public officer while enforcing the laws of the State of Nebraska as patrolmen; and to declare an emergency.

Unanimous Consent—Add Co-introducer

Mr. Carmody asked unanimous consent to add the name of Earl J. Lee as a co-introducer of L. B. 595. Consent was granted and it was so ordered.

SUSPEND RULES—Place L. B. 595 on General File

Mr. President: I move that the rules be suspended and L. B. 595 be placed on General File. (Signed) Arthur Carmody

The motion prevailed with 35 ayes, 2 nays and 6 not voting.

Approved by the Governor

June 2, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 2, 1953, he approved L. B. 544.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 143, 479, 506 and 581, and "nay" on L. B. 513. (Signed) Charles Wilson

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on June 2, 1953, at 2:00 p.m.:

L. B. 569

L. B. 108

LEGISLATIVE BILL 577. Placed on Select File as amended.

E and R amendments to L. B. 577:

1. In Vogel amendment to line 31, of original section 6, page 9, in lines 6 and 7 of original amendments strike "*of the valuation of the taxable property within such city*" and in lieu thereof insert "*upon the assessed value of all the taxable property in such city, except intangible property*"; in the same amendment line 7 of original strike "*the*" before "*total*" and in lieu thereof insert "*such*".

2. Strike Vogel amendment to original section 25, line 8 and in said line also strike "from" and insert "for" as in statutes.

3. In standing committee amendment 7, line 2, strike "renumbered section 75" and in lieu thereof insert "original section 74".

4. In Coffey amendment 1, to add a new section 77, line 55 of said amendment (original amendments) strike "subsection" and in lieu thereof insert "*subsection subdivision*".

5. In standing committee amendment 4, first line strike "renumbered section 15" and in lieu thereof insert "original section 14".

6. In standing committee amendment 5, first line strike "renumbered section 17" and insert "original section 16".

7. In standing committee amendment 6, first line strike "renumbered section 62" and in lieu thereof insert "original section 61".

8. The committee on enrollment and review will properly renumber all sections and make any required changes in the repeal clause, title, or otherwise to properly designate sections amended or repealed.

9. In section 1, page 3, insert a comma in lines 4, 15, 18, 22, and 37 after "class", line 14 after "assessment", and at the beginning of the line, line 44 after "auditorium", line 45 after "required" and line 46 after "bonds"; line 20 strike "or" and show as stricken matter; line 26 after the first comma insert "and"; insert "the" after "from" in line 28, and before "expenses" in line 31; line 36 strike the comma and show as stricken matter; line 48 after "Bonds" insert "*in such a city*"; line 49 strike "actual" and in lieu thereof insert "*actual assessed*".

10. In original section 4, page 6, line 3, after the period insert "(1)"; line 13 strike "so to be" and in lieu thereof insert "~~so~~ to be so"; line 16 after the period insert "(2)"; line 17 strike "above stated" and in lieu thereof insert "*above stated set forth in subsection (1) of this section*"; line 25 after the period insert "(3)"; line 26 strike "in" and in lieu thereof insert "*for in subsections (1), (2), and (4) of*"; line 28 strike "required herein" and in lieu thereof insert "*required herein , provided for under subsections (1), (2), and (4) of this section,*"; line 30 after the period insert "(4)"; also in line 30 strike "foregoing" and in lieu thereof insert "*foregoing the provisions of subsections (1) and (2) of this section*"; line 36 after "may" insert "*also*"; and in line 50 after "such" insert "*recreation fund*".

11. In original section 5, page 8, strike the quotation marks and show as stricken matter; in original section 6, line 3 after the period insert "(1)"; at the end of line 6 insert "the"; line 28 strike "valuation of" and in lieu thereof insert "~~valuation~~ *value of all*"; line 29 after the first comma insert "*except intangible property,*"; at the end of line 29 insert "*as provided for by subsection (2) of this section,*"; line 31 after the period insert "(2)"; and in line 32 strike "such election" and in lieu thereof insert "*such the election , provided for by subsection (1) of this section,*".

12. In original section 7, page 10, line 8 insert a comma after "equipment"; in original section 9, page 11, insert a comma in line 9 after "heat", line 11 after "extending" and after "electric"; and in line 10 strike the last "or" and in lieu thereof insert "or ,"; and in original section 10, page 11, insert a comma in line 6 after "ration" and lines 7 and 9 after "heat".

13. In original section 11, page 12, line 10 insert a comma after "construct"; and in line 16 strike "for" and show as stricken matter; in original section 14, page 14, insert a comma after "assessed" in line 28 and after "incidental" in line 32.

14. In original section 15, page 15, line 3 insert "(1)" after the period; line 8 insert a comma after "equipment"; line 34 after the period insert "(2)"; lines 34 and 44 after "body" insert "of such city"; line 44 after the period insert "(3)"; and in original section 16, page 17, line 7 strike "within" and in lieu thereof insert "within in".

15. In original section 18, page 17, line 22 strike "on" at the end of the line and in lieu thereof insert "on of"; in original section 19, page 18 insert a comma in line 4 after "Nebraska" and line 5 after "therewith".

16. In original section 20, page 19, insert a comma in line 27 after "assessed" and in line 31 after "incidental"; in original section 21, page 20, insert a comma in line 13 after "repay" and in line 29 after "allowed"; strike the second comma in line 15 and show as stricken matter; in original section 22, page 21, line 3 after the period insert "(1)"; line 28 after the period insert "(2)"; in lines 29 and 40 strike "such city" and in lieu thereof insert "such a city of the second class"; and in line 39 after the period insert "(3)".

17. In original section 23, page 22, strike the quotation marks and show as stricken matter; line 12 strike "said tax" and in lieu thereof insert "said such tax,"; and in original section 24, page 23, insert a comma at the end of line 17 and in line 19 after "quarterly".

18. In original section 25, page 23, line 13 strike the first comma and show as stricken matter; line 15 insert a comma after "regulations"; and in line 19 strike "all liens and charges, as provided" and in lieu thereof insert "or all liens and charges paid, as provided herein or"; and in original section 27, page 25 line 10 insert a comma after "building".

19. In original section 29, page 25, line 9, strike "and" and in lieu thereof insert "and . They"; in original section 31 page 26, line 12 strike the comma and in lieu thereof insert "and"; line 14 strike "and" and in lieu thereof insert "and . The proceeds of such levy"; and in line 15 strike the quotation marks and show as stricken matter.

20. In original section 33, page 27, line 4 after "hereby" insert "expressly" as in statutes; also in line 4 insert a comma after "authorized"; line 5 after "all" insert "of" as in statutes; line 8, strike "within" and in lieu thereof insert "within in"; line 10 insert a comma after "instrumental"; line 12 strike "the"

and in lieu thereof insert "the *such*"; insert a comma in lines 21, 26, 50, and 41 after "instrumental", lines 28 and 42 after "festivals"; line 30 after "village", line 31 after "election", line 41 after "organization", and lines 44 and 48 after "council"; in line 24 after "all the" insert "*taxable*"; line 30 strike "the" and in lieu thereof insert "the *an*"; line 35 strike "a" before "mill" and in lieu thereof insert "a *one*"; strike the quotation marks in this section and show as stricken matter; line 37 strike "*such city or village*" and in lieu thereof insert "the _____ of _____ Nebraska"; strike commencing with "in" in line 38 to and including the comma in line 39 and in lieu thereof insert "in the _____ of _____, State of Nebraska,".

21. In original section 34, page 29, strike the quotation marks and show as stricken matter; lines 8 and 9 strike "the mayor and council (chairman and board of trustees)" and in lieu thereof insert "the mayor and council (chairman and board of trustees) in the _____ of _____, Nebraska"; insert a comma in line 13 after "instrumental", line 15 after "festivals", line 16 after "council", and line 20 after "withdrawal"; line 19 strike ", and if" and in lieu thereof insert ", and if . *If*"; also in line 19 after "cast" insert "*shall*".

22. In original section 35, page 29 insert a comma in line 5 after "instrumental"; in original section 36, page 30, insert a comma in line 4 after "may" and in line 5 after "bonds"; in original section 37, line 4, insert a comma after "maintenance"; in line 5 strike "personal employment" and in lieu thereof insert "personal employment *persons employed*"; in lines 10 and 11 strike "within the corporate limits of" and in lieu thereof insert "*within the corporate limits of in*"; and in line 12 strike ", and no" and in lieu thereof insert ", and no . *No*".

23. In original section 38, page 31, line 4 strike ", or of" and in lieu thereof insert ", or *of*"; at the end of line 6 insert "*on the dollar*"; line 7 strike "on" and in lieu thereof insert "*on upon*"; line 21 after "of" insert "*a*"; line 22 after the first semicolon insert "*or*"; line 27 strike the first "of" and in lieu thereof insert "*of in the*".

24. In original section 41, page 32, line 13 insert a comma at the end of the line; line 14 strike "(provided" and in lieu thereof insert "*, if (provided*"; line 15 strike "(" and in lieu thereof insert "*) and provide*"; line 16 strike "But no" and in lieu thereof insert "*But no No*"; and in line 17 insert a comma after "building".

25. In original section 42, line 12 strike the first "or" and in lieu thereof insert "or, "; also in line 12 after "bonds," insert "*such order*"; in original section 43, page 35, line 17 after "township" insert "*, as herein set forth,*".

26. In original section 46, page 36, insert a comma in line 4 after "authority", line 7 after "city", line 8 after "23-320.01", line 14 after "rights-of-way", and lines 26 and 28 after "damage"; and in line 36 reinsert the stricken word "~~of~~".

27. In original section 47, page 37, line 8 strike "*, and*" and in lieu thereof insert "*, and . It*"; in original section 48, line 5 strike "*and*" and show as stricken matter; insert a comma in line 4 after "jail", line 6 after "storm", and in lines 8 and 12 after "*fixtures*".

28. In original section 50, page 39, line 9 strike "or" and in lieu thereof insert "*election or at*"; in original section 52, page 39, line 5 strike "*, and*" and in lieu thereof insert "*, and . If the proposition is so carried,*"; in line 10 before the period insert "*, except intangible property*"; in original section 53, page 40, insert a comma in line 10 after "resolution" and in line 12 after "quired".

29. In original section 54, page 40, line 3 after the period insert "*(1)*"; line 18 strike "*It*" and in lieu thereof insert "*It (2) The board of trustees*"; line 19 strike "*same*" and in lieu thereof insert "*same levy, referred to in subsection (1) of this section,*"; line 22 after the period insert "*(3)*"; line 23 after "levy" insert "*, referred to in subsection (1) of this section,*"; also in line 23 insert a comma after "straightening".

30. In original section 55, page 41, insert a comma in line 6 after "taxes"; line 7 at the end of the line insert "*the*"; line 8 strike "*the*" and in lieu thereof insert "*the an*"; line 11 strike "*of*" and in lieu thereof insert "*in*"; and in line 12 after "have" insert "*the*"; and in original section 56, page 42, line 8 strike "*of*" and in lieu thereof insert "*in*".

31. In original section 57, page 43, line 9 after "secretary" insert "*-treasurer*"; line 17 after "treasurer," insert "*and*"; line 19 strike "*, and (4)*" and in lieu thereof insert "*. It shall be the duty of the secretary-treasurer to apply for and receive from the county treasurer all money to the credit of the rural fire protection district or collected for the same by the county treasurer, upon*".

an order of the treasurer countersigned by the president. The money shall"; line 20 strike "fund" and insert "secretary-treasurer"; line 21 before "treasurer" insert "secretary-".

32. In original section 59, page 44, line 20 strike "in July" and show as stricken matter; and in original section 60, page 45, insert a comma in line 3 after "levy" and in line 4 after "39-235".

33. In original section 61, insert a comma in lines 4, 6, 8, 16, 21, and 23 after "precinct"; in line 13 strike "said" and in lieu thereof insert "~~said~~ such"; line 16 strike the last comma and show as stricken matter; in original section 62, page 46 insert a comma in line 8 after "purpose" and after "township"; and in original section 63 strike the quotation marks and show as stricken matter.

34. In original section 64, page 47, at the end of line 9 insert "the"; line 15 strike ", and" and in lieu thereof insert ", and,"; line 21 insert a comma after "purchased"; line 29 after "share of" insert "the"; insert a comma in line 30 after "levy" and in line 31 after "bridge"; and in line 35 strike "that" and in lieu thereof insert "that as".

35. In original section 66, page 48, line 7 after "have" insert "the"; in line 12, strike "provided," and in lieu thereof insert "and provided"; in original section 67, page 49, line 7 strike "; and for" and in lieu thereof insert "; and for . For"; at the end of line 7 insert a comma; in line 8 after "fund" insert ", such board"; also in line 8 after "year" insert "of"; and in line 10 strike "of" before "such" and in lieu thereof insert "of in".

36. In original section 68, page 49, strike the comma in line 6 and show as stricken matter; line 11 strike "within" and in lieu thereof insert "~~within~~ in"; line 20 strike "submit" and in lieu thereof insert "submit have submitted"; strike the comma in line 21 and show as stricken matter.

37. In original section 69, page 50, line 9 after "all" insert "the"; line 12 after "township" insert "maintaining a public"; insert a comma in line 13 after "villages" and in line 14 strike "a township" and in lieu thereof insert "such a township"; in original section 70, line 8 after "all" insert "the"; line 9 after the first comma insert "as hereinafter provided in this section,"; in line 11 insert a comma after "authorized"; and in line 17 after "property" insert "in such district".

38. In original section 71, page 51, line 8, in original section 72, line 7, and in original section 73, line 14, strike "within" and in lieu thereof insert "*within in*".

39. In original section 74, page 52, strike the quotation marks and show as stricken matter; in line 5 insert a comma after "Schools"; and in original section 75, page 53, line 14 after "section" insert "*, there*".

40. In original section 79, page 56, line 8, strike the last "of" and in lieu thereof insert "*of in*".

41. In original section 84, page 59, line 13 strike "the" and in lieu thereof insert "*the such*".

42. In original section 87, page 61, line 13 after the last comma insert "and also"; and in line 16 strike "the" and in lieu thereof insert "*the such*"; and in original section 89, page 62, line 19 strike "within the" and in lieu thereof insert "*within the in such*".

43. In original section 92, page 63, line 6 strike ", and" and in lieu thereof insert "*, and . They*"; insert a comma in line 6 after "education", line 7 after "year", and line 14 after "clerk"; in original section 94, page 65, line 2, after "1951," insert "as amended by section 7, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953,"; in line 3, after period insert "(1)"; strike commencing with "aid" in line 5 to and including the period in line 16, and in lieu thereof insert "the food, aid, expenses, and other necessary items set forth in section 77-1605 for the persons entitled to the same under the provisions of said section."; line 18 after the period insert "(2)"; line 20 after "fund" insert "referred to in subsection (1) of this section"; lines 26 and 27 strike ", and shall" and in lieu thereof insert "and"; line 33 strike "to the county board"; and in line 34 before the period insert "to the county board".

44. In original section 95, page 66, line 14, strike ", and if" and in lieu thereof insert "*, and if . If such proposal submitted at such election is*"; line 15 strike "electors" and in lieu thereof insert "*electors the vote*"; and in line 16 strike "aforesaid" and in lieu thereof insert "*aforesaid set forth in this section*".

45. In original section 96, page 66, line 1, strike "12-402,"; line 2 strike "16-697,"; also in line 2 strike "17-951,"; lines 8 and 9 strike "77-516, 77-1601, 77-1603, 77-1604," and in lieu thereof insert "77-512, 77-516,"; lines 16 and 17 strike "79-1007.01, 79-1007.

02, 79-1052, and 80-102" and in lieu thereof insert "and 79-1052"; line 20 after "1953," insert "section 77-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 498, Sixty-fifth Session, Nebraska State Legislature, 1953,"; line 28 strike "and"; line 29 strike "77-904" and in lieu thereof insert "79-904"; and in line 31 after the last comma insert "and section 80-102, Revised Statutes Supplement, 1951, as amended by section 7, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953,".

46. In the bill title, line 2 strike "12-402,"; line 3 strike "16-697," also in line 3 strike "17-951,"; line 10 strike "77-516, 77-1601, 77-1603, 77-1604" and in lieu thereof insert "77-512, 77-516"; in lines 19 and 20 strike "79-1007.01, 79-1007.02, 79-1052, and 80-102" and in lieu thereof insert "and 79-1052"; line 23 after "1953," insert "section 77-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 498, Sixty-fifth Session, Nebraska State Legislature, 1953,"; line 33 strike "and section 77-904" and in lieu thereof insert "section 79-904"; line 36 after "1953," insert "and section 80-102, Revised Statutes Supplement, 1951, as amended by section 7, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953,"; and in line 38 strike the semicolon and in lieu thereof insert "as prescribed; to make changes in mill levies and in procedure and requirements in levying the same as prescribed;".

47. In original section 21, page 20, line 14, insert a comma after "years"; in original section 41, page 32, line 5 strike "to" and show as stricken matter; and in original section 95, line 15, strike "vote" and show as stricken matter.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 27

L. R. 32

L. R. 34

L. R. 31

SELECT FILE

LEGISLATIVE BILL 453. E and R amendments found in the Legislative Journal for the One Hundred Third Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider Bills on Select File

Mr. President: I move that the rules be suspended and we consider L. B. 590 and L. B. 591 on Select File at this time. (Signed) Joseph D. Martin.

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 590. E and R amendments found in the Legislative Journal for the One Hundred Third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 591. E and R amendments found in the Legislative Journal for the One Hundred Third Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return L. B. 170 to General File

Mr. President: I move that L. B. 170 be returned to General File for the following specific amendments:

1. Amend the Anderson Amendments 1 and 2, adopted May 26, 1953, line 3 of each amendment by striking the word "and", and inserting after "snuff" the following:

" , pipes for smokers, cigarette holders, spittoons, ash trays, and bubble gum".

2. Amend the title to conform.

(Signed) John J. Larkin, Jr.

Mr. Larkin requested a Call of the House.

A Call of the House was ordered and showed 34 members present.

Mr. Carpenter moved that the Call be raised, which prevailed with 13 ayes, 6 nays and 24 not voting.

The motion prevailed with 23 ayes, 5 nays and 15 not voting, and L. B. 170 was returned to General File.

GENERAL FILE

LEGISLATIVE BILL 170.

Mr. Larkin moved that his amendments found in this day's Journal be adopted.

The motion prevailed with 16 ayes, 16 nays and 11 not voting, the Lieutenant Governor voting "aye".

Mr. Wilson moved to indefinitely postpone L. B. 170.

Mr. Anderson requested a machine vote.

The motion prevailed with 29 ayes, 9 nays and 5 not voting, and L. B. 170 was indefinitely postponed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 145. Replaced on Select File as amended:

E and R amendments to L. B. 145:

1. Strike in McNutt amendment line 14, line 3 of original, "25-1632" as the same appears also in line 7 of such amendment.

2. In standing committee amendment 1, third line of original, strike " , providing" and in lieu thereof insert " ; *Provided,*".

(Signed) Joseph D. Martin, Chairman

Mr. Larkin Presiding

MOTION—Return L. B. 114 to Select File

Mr. President: I move that L. B. 114 be returned to Select File for the following specific amendment:

Strike the enacting clause.

(Signed) Terry Carpenter

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. Carson moved that the Call be raised, which prevailed with 33 ayes, 0 nays and 10 not voting.

The motion was lost with 11 ayes, 18 nays and 14 not voting.

Announcement—Committee Meeting

Mr. Burney announced that there would be a meeting of the Committee on Intergovernmental Cooperation in the West Senate Lounge immediately after adjournment today.

MOTION—Return L. B. 114 to Select File

Mr. President: I move that L. B. 114 be returned to Select File for the purpose of reconsidering the Peterson amendment adopted on May 20, 1953, and found in the Legislative Journal for the Ninety-fifth Day. (Signed) Monroe Bixler

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 36 members present.

Mr. Coffey moved that the Call be raised, which prevailed with 24 ayes, 6 nays and 13 not voting.

The Chair ruled that 22 votes were necessary to return to Select File for reconsideration.

The motion lost with 18 ayes, 12 nays and 13 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 143. Correctly enrolled.
LEGISLATIVE BILL 479. Correctly enrolled.
LEGISLATIVE BILL 506. Correctly enrolled.
LEGISLATIVE BILL 513. Correctly enrolled.
LEGISLATIVE BILL 581. Correctly enrolled.
LEGISLATIVE BILL 481. Placed on Select File as amended.

E and R amendments to L. B. 481:

1. In the bill, section 1, line 1, after "to" insert "(1)"; line 2, strike second "and" and in lieu thereof insert ", (2)"; line 4, strike "and to" and in lieu thereof insert "(3)"; line 5, strike first "and" and in lieu thereof insert ", (4)"; line 6, strike "and" and in lieu thereof insert ", and (5)".

2. In section 2, strike the quotation marks in lines 2 and 3.

3. In section 3, strike the quotation marks in lines 18 and 19.

4. In section 5, line 2, strike the first comma; and in the same line after the second "and" insert "a"; line 5, strike ", and the" and in lieu thereof insert ". The"; line 15, after "and" insert "he".

5. In section 6, line 18, strike "with any"; line 34, strike "all" and in lieu thereof insert "such"; line 35, before "fix" insert "to"; line 38, strike "and"; and in line 55 strike "or".

6. In section 7, line 1 before "The" insert "(1)"; line 2 after "to" insert "(a)"; line 3, strike "and" and in lieu thereof insert "(b)"; line 4, strike "and" and in lieu thereof insert "(c)"; line 8, strike "and" and in lieu thereof insert "(d)"; line 9, strike ". The Authority may" and in lieu thereof insert ", (e)"; line 11, strike "and to" and in lieu thereof insert ", and (f)"; line 15 after the period insert "(2)"; line 20 after the period insert "(3)"; line 28 after the period insert "(4)"; and in line 34 after the period insert "(5)".

7. In section 8, line 1, before "The" insert "(1)"; line 10 after "hotels"; line 11, before "or" insert a comma; line 20, strike "Such tolls" and in lieu thereof insert "(2) The tolls provided for in this section"; and in line 30, strike ", or" and in lieu thereof insert "or who is".

8. In section 9, insert a comma after "thereof" in line 1 and after "traffic" in line 2.

9. In section 10, before "For" insert "(1)"; line 4, strike "and" and in lieu thereof insert a comma; line 22, strike "Both the" and in lieu thereof insert "(2) The"; line 33, after the comma insert "and"; line 35, strike ", and" and in lieu thereof insert ". Such bonds"; line 39, insert a comma after "bonds"; line 56, before "All" insert "(3)"; line 69, before "Prior" insert "(4)";

line 71 insert a comma after "coupons"; line 72, strike the comma after "bonds"; line 76, before "Bonds" insert "(5)".

10. In section 11, line 24, before "or" insert a comma.

11. In section 12, line 2 after "Authority" and in line 3 after "act" insert a comma.

12. In section 13, line 1, before "Any" insert "(1)"; line 4, strike "the State of"; and in line 14, before "The" insert "(2)".

13. In section 14, line 1, after the second period insert "(1)"; line 8, before "There" insert "(2)"; line 9, after "petition" insert ", referred to in subsection (1) of this section,"; line 13, before "On" insert "(3)"; line 14, after "petition" insert ", referred to in subsections (1) and (2) of this section,"; line 19, insert a comma after "bonds"; line 23, strike "for"; line 28, strike the first "or" and in lieu thereof insert a comma; and in line 31, after "answer" insert "at"; line 39, before "Upon" insert "(4)"; in the same line strike "such" and in lieu thereof insert "the"; in the same line after the comma insert "referred to in this section,"; line 49 after "defect" and in line 50 after "instruments" insert a comma; line 60, before "Any" insert "(5)"; in the same line before "who" insert ", referred to in this section,"; line 66, insert a comma after "corpus"; line 68, before "The" insert "(6)"; and in line 69, after "issue" insert ", referred to in subsection (5) of this section and the approval thereof by the Supreme Court if the decree is appealed to the Supreme Court,".

14. In section 15, line 5, after "court" insert ", referred to in subsections (5) and (6) of section 14 of this act,"; line 8, strike ", and" and in lieu thereof insert "and,"; line 9, after "form" insert a comma.

15. In section 16, line 4 after "departments"; line 9 after "trustees" insert a comma; line 14, strike "; and said" and in lieu thereof insert ". Such".

16. In section 18, after "source" and after "bonds", in line 2, insert a comma.

17. In section 19, line 10, strike "and" and in lieu thereof insert a comma.

18. In section 20, insert a comma in line 5 after "action"; line 6 after "orders" and also after "enjoining"; line 8 after "actions"; line 10 after "actions"; and in line 13 after "action".

19. In section 22, line 6 after "maintenance"; line 10 after "law" insert a comma.

20. In section 23, line 9, strike period and in lieu thereof insert a semicolon.

21. In the bill title, line 12, after the semicolon, insert "and".

22. Since Carpenter amendment of May 27, 1953 strikes his amendment 1 of May 20, 1953, also strike his amendments 2 and 3 of May 20th and number sections as in original bill except for emergency clause stricken by McNutt amendment.

23. In Carpenter amendment to section 23 strike "without" in last line and in lieu thereof insert "have no".

24. In section 6, line 24, insert a comma after "acquire".

LEGISLATIVE BILL 593. Placed on Select File.

(Signed) Joseph D. Martin, Chairman

SUSPEND RULES—Consider L. B. 577

Mr. President: I move that the rules be suspended and we consider L. B. 577 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 577. E and R amendments found in this day's Legislative Journal were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Waive Reading of L. B. 594

Mr. Lillibridge asked unanimous consent to waive the reading of L. B. 594 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 594. Advanced to E and R for review.

MOTION—Adjourn

Mr. President: I move that we adjourn until 10:00 a.m., Wednesday, June 3, 1953. (Signed) George Syas

Mr. Lillibridge moved to amend the Syas motion to read 9:00 a.m.

The Lillibridge amendment was adopted with 18 ayes, 4 nays and 21 not voting.

The Syas motion as amended was adopted, and at 4:41 p.m., the Legislature adjourned until 9:00 a.m., Wednesday, June 3, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, June 3, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower and Cole, who were excused.

The Journal for the One Hundred Fourth Day was approved as corrected.

Communications

Letter from Roman L. Hruska, U. S. Representative, Washington, D. C., acknowledging receipt of Legislative Resolution 10.

Announcement—Mr. Brower

Mr. Lillibridge informed the Legislature that he had visited Mr. Brower this morning at St. Elizabeth's Hospital, and that Mr. Brower was improving and would be able to sit up soon.

Unanimous Consent—Committee Meeting

Mr. Carmody asked unanimous consent to hold an executive session of the Committee on Budget today at 1:30 p.m. Consent was granted.

REPORTS OF THE COMMITTEE ON RULES

June 2, 1953

The Committee on Rules voted to reject the Carpenter motion

to amend Rule 5, Section 2, by inserting at the end thereof the following: "Not more than two members including the Chairman from any one county shall be appointed to any one Committee." The amendment was rejected by a unanimous vote.

(Signed) Glenn Cramer, Chairman

June 2, 1953

The Committee on Rules report to the Legislature for its approval or disapproval, the motion by Senator Britt to amend Rule 6, Section 11, by adding "except the individual voting record of each member of the Committee." This action was approved in committee by a vote of 3 to 1, 1 member absent.

(Signed) Glenn Cramer, Chairman

Mr. Britt moved the adoption of his amendment.

The Chair ruled that 26 votes were necessary to adopt this amendment.

Mr. Carmody requested a record vote.

Voting in the affirmative, 19:

Aufenkamp	Carpenter	Klaver	Nelson
Bixler	Carson	Liebers	Pizer
Bridenbaugh	Cramer	McNutt	Syas
Britt	Duis	Martin	Tvrdik
Carmody	Fenske	Marvel	

Voting in the negative, 19:

Adams	Diers	Lee	Shultz
Anderson	Dooley	Lillibridge	Vogel
Beaver	Hill	McHenry	Williams
Brown	Kotouc	Moulton	Wilson
Burney	Larkin	Person	

Not voting, 5:

Brower	Cole	Hubka	Peterson
Coffey			

The motion was lost and the Britt amendment was not adopted.

MOTION—Report of Rules Committee

Mr. President: I move that we do not concur in the report of the Rules Committee on the Carpenter amendment, and that the amendment be adopted. (Signed) Hal Bridenbaugh

Mr. Bridenbaugh requested a record vote.

Voting in the affirmative, 11:

Bridenbaugh	Carmody	Lee	Nelson
Britt	Carpenter	McHenry	Williams
Brown	Carson	Martin	

Voting in the negative, 24:

Adams	Dooley	Larkin	Peterson
Anderson	Duis	Liebers	Pizer
Beaver	Hill	Lillibridge	Syas
Coffey	Hubka	McNutt	Tvrdik
Cramer	Klaver	Marvel	Vogel
Diers	Kotouc	Moulton	Wilson

Not voting, 8:

Aufenkamp	Brower	Cole	Person
Bixler	Burney	Fenske	Shultz

The motion was lost and the Carpenter amendment was not adopted.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 143	L. B. 506	L. B. 581
L. B. 479	L. B. 513	

Member Excused

Mr. Adams was excused for Thursday, June 4, 1953.

SELECT FILE

LEGISLATIVE BILL 411. E and R amendments found in the Legislative Journal for the One Hundred Fourth Day were adopted.

Mr. Carpenter moved to indefinitely postpone L. B. 411.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 6:

Anderson	Carpenter	Hill	Martin
Carmody	Carson		

Voting in the negative, 29:

Adams	Diers	Liebers	Peterson
Aufenkamp	Dooley	Lillibridge	Pizer
Beaver	Duis	McHenry	Shultz
Bixler	Fenske	McNutt	Syas
Britt	Hubka	Marvel	Tvrdik
Brown	Kotouc	Moulton	Vogel
Coffey	Larkin	Person	Wilson
Cramer			

Not voting, 8:

Bridenbaugh	Burney	Klaver	Nelson
Brower	Cole	Lee	Williams

The motion was lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 9. E and R amendments found in the Legislative Journal for the One Hundred Fourth Day were adopted.

Mr. McNutt asked unanimous consent that the following amendments be adopted:

1. Amend Standing Committee amendment 2, last line by striking the period after "offices" and inserting in lieu thereof:

"; Provided, that the salaries of the probation officers judicially appointed in counties having a population of more than sixty thousand inhabitants shall be fixed by the judges of the district court."

2. Amend the bill by striking section 4 of Cramer amendment and inserting in lieu thereof the following:

"Sec. 5. The salaries of the county officers to be fixed by the county board as provided by section 1 of this act, in effect on the effective date of this act shall remain in full force and effect until changed as provided by the provisions of section 1 of this act."

3. Amend the title of the bill, line 5 by inserting after "board" the following:

"; to provide for salaries of probation officers judicially appointed as prescribed; to provide for salaries of certain county officers on and after the effective date of this act".

No objections. Amendments adopted.

Mr. Hubka moved to indefinitely postpone L. B. 9.

The motion lost with 14 ayes, 19 nays and 10 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 145. E and R amendments found in the Legislative Journal for the One Hundred Fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 481. E and R amendments found in the Legislative Journal for the One Hundred Fourth Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 593

Mr. President: I move that the rules be suspended and we consider L. B. 593 on Select File at this time. (Signed) C. C. Lillibridge

The motion prevailed with 35 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 593. Advanced to E and R for engrossment.

Visitors

Mr. Duis introduced Mr. Dan Kinyon and his grandson, Lewis Mathieu, Gothenburg, Nebraska.

MOTION—Place L. B. 11 on General File

Mr. President: I move that L. B. 11 be placed on General File. (Signed) Earl J. Lee

Mr. Kotouc moved the previous question, which prevailed with 35 ayes, 0 nays and 8 not voting.

The Chair ruled that 29 votes were necessary to place L. B. 11 on General File.

Mr. Syas requested a record vote.

Voting in the affirmative, 21:

Anderson	Burney	Kotouc	Martin
Aufenkamp	Carmody	Lee	Peterson
Beaver	Carpenter	Lillibridge	Shultz
Bixler	Carson	McHenry	Williams
Bridenbaugh	Diers	McNutt	Wilson
Brown			

Voting in the negative, 17:

Adams	Hill	Marvel	Pizer
Britt	Klaver	Moulton	Syas
Cramer	Larkin	Nelson	Tvrdik
Dooley	Liebers	Person	Vogel
Fenske			

Not voting, 5:

Brower	Cole	Duis	Hubka
Coffey			

The motion was lost.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 107. Correctly enrolled.
LEGISLATIVE BILL 278. Correctly enrolled.
LEGISLATIVE BILL 441. Correctly enrolled.

LEGISLATIVE BILL 259. Replaced on Select File as amended.

E and R amendment to L. B. 259:

1. In the substitute bill, section 1, page 2, line 51, strike "*less than two hundred*" and in lieu thereof insert "*not more than sixty*".

LEGISLATIVE BILL 592. Placed on Select File as amended.

E and R amendments to L. B. 592:

1. In section 1, line 2, insert a comma after "class" and after "thereof"; strike the quotation marks in sections 2 and 3; in section 2, line 1 insert a comma after "unit" and "act"; line 2 strike "such"; strike all of line 3 and in lieu thereof insert ", referred to in section 1 of this act, joining in the incorporation provided for in this act."

2. In section 3, line 7 strike ", for" and in lieu thereof insert ": For"; insert a comma at the end of line 7, and in line 11 after "incorporation"; at the end of line 8 insert "and"; and in line 12 strike "in form".

3. In section 4, line 1, after "incorporation" insert ", referred to in sections 3 and 6 of this act,"; line 5 insert a comma after "body"; line 7 strike ", and" and in lieu thereof insert ";"; line 8 after "newspaper" insert ", referred to in section 6 of this act,"; line 10 after "expedient" insert "or desirable".

4. In section 5, line 1 strike "Any" and in lieu thereof insert "The"; line 2 after "class" insert ", referred to in this act,"; line 9 insert a comma after "member"; line 10 after "member" insert "of such commission"; line 12 strike "members" and in lieu thereof insert "commission"; line 13 strike "their" and insert "its".

5. In section 6, line 4 insert a comma after "office"; line 10 after "provided" insert "for"; in section 9, line 2 insert a comma after "incorporation"; and in line 4 strike ", and for" and in lieu thereof insert ". For".

6. In section 11, line 5 strike "providing that such bonds shall be" and insert ". Such bonds shall provide that they are"; line 6, strike ", such" and in lieu thereof insert ". Such"; lines 9 and 10 strike "whose revenues are pledged" and in lieu thereof

insert “, the revenues of which are so pledged,”; and in line 12 strike “issuing revenue bonds by the authority” and in lieu thereof insert “such authority shall issue revenue bonds,”.

7. In the bill title, line 8 after “seat” insert “of such county”.

(Signed) Joseph D. Martin, Chairman

Unanimous Consent—Consider Resolutions

Mr. Duis asked unanimous consent to revert back to the consideration of resolutions. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 38.

L. R. 38 was adopted with 30 ayes, 2 nays and 11 not voting.

LEGISLATIVE RESOLUTION 37.

Mr. Klaver asked unanimous consent that the names of George Syas and W. J. Williams be added as co-introducers of L. R. 37. Consent was granted.

L. R. 37 was adopted with 30 ayes, 0 nays and 13 not voting.

LEGISLATIVE RESOLUTION 36.

L. R. 36 was adopted with 25 ayes, 8 nays and 10 not voting.

MOTION—Recess

Mr. President: I move that we recess until 2:00 p.m. (Signed)
A. A. Fenske

The motion lost.

Members Excused

Messrs. Moulton and Duis were excused for Thursday, June 4, 1953.

Adjournment

At 12:07 p.m., on a motion by Mr. Anderson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, June 4, 1953

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Adams, Brower, Cole, Duis and Moulton, who were excused.

The Journal for the One Hundred Fifth Day was approved.

Communications

Letter from the office of U. S. Senator Hugh Butler, acknowledging receipt of L. R. 10.

Approved by the Governor

June 3, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 3, 1953, he approved L. B. 108 and 569.

Respectfully submitted,

(Signed) Max A. Denney
Administrative Assistant

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 107
L. B. 278

L. B. 441
L. R. 36

L. R. 37
L. R. 38

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on June 3, 1953 at 3:15 p.m.:

L. B. 143
L. B. 479

L. B. 506
L. B. 513

L. B. 581

LEGISLATIVE BILL 114. Correctly engrossed.
LEGISLATIVE BILL 145. Correctly engrossed.
LEGISLATIVE BILL 411. Correctly engrossed.
LEGISLATIVE BILL 538. Correctly engrossed.
LEGISLATIVE BILL 243. Placed on Select File as amended.

E and R amendments to L. B. 243:

1. In section 41, page 48, line 105, insert "\$" at the end of the blank space; also do the same thing in section 42, page 49, line 24.

2. In section 42, line 33, strike "\$".

(Signed) Joseph D. Martin, Chairman

Visitors

President Warner introduced Mr. Lawrence Putney, a Member of the Iowa Legislature, who addressed the Legislature briefly.

RESOLUTIONS

LEGISLATIVE RESOLUTION 40. Re: Legislative Council to Study Matters Pertaining to Water Pollution.

Introduced by C. C. Lillibridge of Saline and George Syas of Douglas.

WHEREAS, most states have enacted laws requiring the treatment of sewage and regulating the disposal thereof, and

WHEREAS, it is alleged that the laws of Nebraska on this subject are inadequate for the purpose of preventing water pollution.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the Nebraska Legislative Council be directed to study all matters pertaining to water pollution, such study to include:

(a) The laws of Nebraska and other states which are pertinent to this problem.

(b) The extent to which pollution is taking place in Nebraska because of inadequate treatment or faulty disposal of sewage.

(c) The practices which are recommended by recognized public health authorities.

2. That the Nebraska Legislative Council be directed to report its findings to the Legislature at its next regular session.

LEGISLATIVE RESOLUTION 41. Re: Committee to Study Allocation to Motor Fuel Taxes.

Introduced by Howard L. Britt of Lancaster and George Syas of Douglas.

WHEREAS, motor fuel taxes are not divided equitably among the state, counties, and cities and villages according to rural and urban population, and

WHEREAS, the division of such motor fuel taxes are not divided according to the ratio they are paid by rural and urban population or to the ratio of traffic with regard to streets of cities and villages compared to state and county highways.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the executive committee of the Legislative Council appoint a committee to make a study of the allocation to motor fuel taxes and report to the next regular session of the Legislature without recommendations, the ratio motor fuel taxes are collected and distributed as to state and county highways and streets of cities and villages, population, and traffic.

LEGISLATIVE RESOLUTION 42. Re: Committee to Study Cost of Use of Highways by Heavy Trucks, Buses, Light Trucks and Passenger Cars.

Introduced by Howard L. Britt of Lancaster and Hal Bridenbaugh of Dakota.

WHEREAS, motor vehicles are registered according to class of vehicle, and

WHEREAS, certain classes of motor vehicles use the highways more than others, and

WHEREAS, certain classes of motor vehicles need a more expensive highway on account of weight and size.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the executive committee of the Legislative Council appoint a committee to make a study of the cost of the use of the highways by heavy trucks, buses, light trucks, and passenger cars and report to the next regular session of the Legislature without recommendations the amount paid by each class of motor vehicle for the use of highways both as to registration fees and motor fuel tax.

LEGISLATIVE RESOLUTION 43. Re: Committee to Make Study of Providing Security for Dependents of Law Enforcement Officers of State of Nebraska Who Are Killed as Result of Enforcing Laws of the State.

Introduced by Arthur Carmody of Hitchcock, K. W. Peterson of Custer and Lester H. Anderson of Hamilton.

WHEREAS, law enforcement officers of the State of Nebraska expose themselves to constant danger while enforcing the laws of the state that citizens might live, and

WHEREAS, death of a law enforcement officer usually leaves dependents without support.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. The executive committee of the Legislative Council appoint a committee to make a study of providing a security for dependents of law enforcement officers of the State of Nebraska who are killed as a result of enforcing the laws of the state, and report such findings to the next regular session of the Legislature.

LEGISLATIVE RESOLUTION 29.

L. R. 29 was adopted with 31 ayes, 0 nays and 12 not voting.

LEGISLATIVE RESOLUTION 28.

L. R. 28 was adopted with 29 ayes, 0 nays and 14 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 165. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 242. With emergency.

A bill for an act to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Revised Statutes Supple-

ment, 1951, for the biennium ending June 30, 1955; to provide for the payment thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 35:

Aufenkamp	Cramer	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Fenske	McHenry	Syas
Britt	Hill	McNutt	Tvrdik
Brown	Hubka	Martin	Vogel
Burney	Klaver	Marvel	Williams
Carmody	Kotouc	Nelson	Wilson
Carpenter	Larkin	Person	

Voting in the negative, 0.

Not voting, 8:

Adams	Brower	Coffey	Duis
Anderson	Carson	Cole	Moulton

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 264.

A bill for an act to amend sections 77-2008, 77-2014, 77-2018.01, 77-2024, and 77-2037, Reissue Revised Statutes of Nebraska, 1943, and sections 77-2002 and 77-2004, Revised Statutes Supplement, 1951, relating to inheritance taxes; to restate and clarify the provisions thereof; to provide what property and interests therein shall be exempt from such taxes; to provide what property and interests therein shall be liable for such taxes and the amount of such liability; to redefine and provide procedure for and the manner of assessment, determination, and collections of such taxes; to provide how certain terms shall be considered for the prescribed purposes; to provide powers and duties of public officers in connection therewith; to provide the duration of the lien of such taxes; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Anderson	Carson	Kotouc	Person
Beaver	Coffey	Larkin	Peterson
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Liebers	Shultz
Britt	Dooley	Lillibridge	Syas
Brown	Fenske	McHenry	Tvrdik
Burney	Hill	McNutt	Vogel
Carmody	Hubka	Martin	Williams
Carpenter	Klaver	Marvel	Wilson

Voting in the negative, 1:

Nelson

Not voting, 6:

Adams	Brower	Duis	Moulton
Aufenkamp	Cole		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 338.

A bill for an act to amend sections 39-763, 39-7,107.03, 39-7,107.04, 39-7,107.05, 39-7,125, and 60-424, Reissue Revised Statutes of Nebraska, 1943, and section 39-727, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to motor vehicles; to provide that the court shall, in certain cases, as part of the judgment of conviction, order that the operator's license of the defendant be revoked; to provide that the director of motor vehicles shall revoke the license of a person convicted of willful reckless driving; to make it unlawful to throw, discard, or dislodge from a motor vehicle any lighted material; to provide penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Anderson	Coffey	Larkin	Person
Aufenkamp	Cramer	Lee	Peterson
Beaver	Diers	Liebers	Pizer
Bixler	Dooley	Lillibridge	Shultz
Bridenbaugh	Fenske	McHenry	Syas
Britt	Hill	McNutt	Tvrdik
Brown	Hubka	Martin	Vogel
Carmody	Klaver	Marvel	Williams
Carpenter	Kotouc	Nelson	Wilson
Carson			

Voting in the negative, 0.

Not voting, 6:

Adams	Burney	Duis	Moulton
Brower	Cole		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 89.

Mr. Carpenter moved to recommit L. B. 89 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 6:

Carmody	Liebers	Marvel	Peterson
Carpenter	McNutt		

Voting in the negative, 32:

Anderson	Carson	Klaver	Person
Aufenkamp	Coffey	Kotouc	Pizer
Beaver	Cramer	Larkin	Shultz
Bixler	Diers	Lee	Syas
Bridenbaugh	Dooley	Lillibridge	Tvrdik
Britt	Fenske	McHenry	Vogel
Brown	Hill	Martin	Williams
Burney	Hubka	Nelson	Wilson

Not voting, 5:

Adams	Cole	Duis	Moulton
Brower			

The motion was lost.

Unanimous Consent—Bracket L. B. 89

Mr. Lee asked unanimous consent to bracket L. B. 89 until L. B. 577 is disposed of. Consent was granted. So ordered.

LEGISLATIVE BILL 279.

A bill for an act to amend section 79-402, Revised Statutes Supplement, 1951, relating to schools; to provide a method of reorganization by a group of districts; to provide duties for certain officers and committees as prescribed; to provide that a petitioner cannot withdraw his name from a petition after it has been filed with the proper officer or committee; and to repeal the original section, and also section 79-405, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 25:

Anderson	Carson	Kotouc	Marvel
Beaver	Coffey	Larkin	Shultz
Bixler	Cramer	Lee	Syas
Britt	Diers	Liebers	Tvrdik
Brown	Hill	McNutt	Vogel
Carmody	Klaver	Martin	Wilson
Carpenter			

Voting in the negative, 13:

Aufenkamp	Fenske	McHenry	Peterson
Bridenbaugh	Hubka	Nelson	Pizer
Burney	Lillibridge	Person	Williams
Dooley			

Not voting, 5:

Adams	Cole	Duis	Moulton
Brower			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Unanimous Consent—Bracket L. B. 212

Mr. Carpenter asked unanimous consent that L. B. 212 be bracketed and heard after L. B. 259.

Mr. Tvrdik objected.

Mr. Carpenter moved that L. B. 212 be bracketed and heard after L. B. 259.

The motion was lost with 13 ayes, 22 nays and 8 not voting.

LEGISLATIVE BILL 212.

A bill for an act to amend section 39-721, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that buses for the transportation of passengers when equipped with three axles may not exceed a length of forty feet, extreme over-all dimensions, inclusive of front and rear bumpers including load; to exempt certain vehicles transporting construction material as prescribed from the prohibitions provided in this act; to provide for special permits as prescribed and a fee for such permits of not to exceed five dollars each; to provide that such permit fee shall be in lieu of the license fee in excess of what the truck could legally be licensed to haul; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 23:

Aufenkamp	Dooley	Liebers	Syas
Britt	Fenske	Lillibridge	Tvrdik
Brown	Hill	McHenry	Vogel
Coffey	Klaver	McNutt	Williams
Cramer	Kotouc	Marvel	Wilson
Diers	Larkin	Shultz	

Voting in the negative, 15:

Anderson	Burney	Hubka	Person
Beaver	Carmody	Lee	Peterson
Bixler	Carpenter	Martin	Pizer
Bridenbaugh	Carson	Nelson	

Not voting, 5:

Adams	Cole	Duis	Moulton
Brower			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 434.

A bill for an act relating to liquors; to make certain advertising of alcoholic liquors, including beer, unlawful as prescribed; to define terms; to make the violation of the provisions of this act unlawful; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 7:

Carpenter	Dooley	Larkin	Tvrdik
Cramer	Klaver	Person	

Voting in the negative, 29:

Aufenkamp	Carson	Liebers	Peterson
Beaver	Coffey	Lillibridge	Pizer
Bixler	Diers	McHenry	Shultz
Bridenbaugh	Hill	McNutt	Syas
Britt	Hubka	Martin	Vogel
Brown	Kotouc	Marvel	Williams
Burney	Lee	Nelson	Wilson
Carmody			

Not voting, 7:

Adams	Brower	Duis	Moulton
Anderson	Cole	Fenske	

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 589. With emergency.

A bill for an act to appropriate the sum of forty thousand dollars out of the General Fund of the state to school district No. 7 of Thayer County, Nebraska, for the purpose of assisting such school district in rebuilding the high school building in such district; to provide for payment thereof to the treasurer of such school district as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Anderson	Carpenter	Kotouc	Nelson
Aufenkamp	Coffey	Larkin	Person
Beaver	Cramer	Lee	Peterson
Bixler	Diers	Liebers	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Britt	Fenske	McHenry	Syas
Brown	Hill	McNutt	Tvrdik
Burney	Hubka	Martin	Vogel
Carmody	Klaver	Marvel	Williams

Voting in the negative, 2:

Carson	Wilson
--------	--------

Not voting, 5:

Adams	Cole	Duis	Moulton
Brower			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SUSPEND RULES—Consider L. B. 148

Mr. President: I move that the rules be suspended and we consider L. B. 148 on Final Reading at this time. (Signed) K. W. Peterson

The motion prevailed with 36 ayes, 1 nay and 6 not voting.

LEGISLATIVE BILL 148.

A bill for an act to amend section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 32-505, 32-506, and 32-507, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to change the time for holding a primary election except as prescribed; to eliminate preferential vote for Vice President at primary elections as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 25:

Anderson	Carmody	Lillibridge	Peterson
Aufenkamp	Carpenter	McHenry	Shultz
Beaver	Carson	McNutt	Syas
Bridenbaugh	Cramer	Martin	Vogel
Britt	Diers	Nelson	Williams
Brown	Fenske	Person	Wilson
Burney			

Voting in the negative, 12:

Bixler	Hubka	Larkin	Marvel
Coffey	Klaver	Lee	Pizer
Dooley	Kotouc	Liebers	Tvrdik

Not voting, 6:

Adams	Cole	Hill	Moulton
Brower	Duis		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Unanimous Consent—Consider L. B. 87

Mr. Carpenter asked unanimous consent that L. B. 87 be considered on Final Reading at this time. No objections. So ordered.

LEGISLATIVE BILL 87.

A bill for an act to amend sections 77-701, 77-703, and 77-704, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to reduce the rate of taxation of Class "B" intangible property; to expressly include book accounts in Class "A" intangible property; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 23:

Anderson	Cramer	Liebers	Peterson
Aufenkamp	Diers	Lillibridge	Shultz
Beaver	Dooley	McNutt	Tvrdek
Bridenbaugh	Fenske	Marvel	Vogel
Britt	Hill	Nelson	Wilson
Coffey	Lee	Person	

Voting in the negative, 14:

Bixler	Carpenter	Larkin	Pizer
Brown	Carson	McHenry	Syas
Burney	Hubka	Martin	Williams
Carmody	Klaver		

Not voting, 6:

Adams	Cole	Kotouc	Moulton
Brower	Duis		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reconsider Bixler Motion on L. B. 114

Mr. President: I move to reconsider the motion made by Senator Bixler on June 2, 1953, found in the Legislative Journal for the One Hundred Fourth Day, to return L. B. 114 to Select File for the purpose of reconsidering the Peterson amendment adopted on May 20, 1953. (Signed) Terry Carpenter

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Coffey moved that the Call be raised, which prevailed with 23 ayes, 8 nays and 12 not voting.

The Carpenter motion was lost with 21 ayes, 11 nays and 11 not voting.

Unanimous Consent—Return L. B. 114 to Select File

Mr. Coffey asked unanimous consent to return L. B. 114 to Select File for the following specific amendment:

Instruct the Committee on Enrollment and Review to amend L. B. 114 so as to provide a 3% tolerance on each axle or group of axles and 5% on the gross weights.

Mr. Bixler moved to amend the Coffey amendment by deleting the word "five" and inserting in lieu thereof the word "two", in line 9 of Section 1.

Pending.

RECESS

At 12:00 noon, on a motion by Mr. Carpenter, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Adams, Brower, Cole, Duis, Moulton and Williams, who were excused.

Member Excused

Mr. Pizer was excused from 2:20 p.m. for the remainder of the day.

Approved by the Governor

June 4, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 3, 1953, he approved L. B. 143, 479, 506, 513, and 581.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

STANDING COMMITTEE REPORTS**Enrollment and Review****LEGISLATIVE BILL 286.** Correctly engrossed.**LEGISLATIVE BILL 594.** Placed on Select File as amended.

E and R amendments to L. B. 594:

1. In section 11, lines 52 and 53 strike "or for the sale of motor vehicles to distributors," as it is just a duplication.

2. In section 11, at the end of line 59 insert "branch for the purpose of making or promoting the sale of its motor vehicles" as in statutes.

3. In original bill, section 1, line 24, strike the punctuation at the end of the line (not shown on printed bill).

4. Reinsert the stricken period in section 9, line 9.

5. Strike all quotation marks in section 11 and show as stricken matter.

LEGISLATIVE BILL 285. Replaced on Select File as amended.

E and R amendments to L. B. 285:

1. Strike the quotation marks in original section 14, lines 8 and 9 and any place else in the bill not already stricken.

2. Strike the comma in line 2 of Standing Committee amendment 2, balance of new insertion being stricken by Williams' amendment of May 29, 1953.

3. In the bill, original section 14, lines 16 and 17, strike the same to and including "and" in line 17 and amendments thereto and in lieu thereof insert "(4) Section"; and before the period in line 36, insert "; and (10) Sections 1 to 20, Legislative Bill 200, Sixty-fifth Session, Nebraska State Legislature, 1953"; and in line 34 strike "and".

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Bridenbaugh introduced Josynne Heelan, Jerry Heelan and Jimmy Heelan, Emerson, Nebraska.

Mr. McHenry introduced Mr. Harry Hanna of Superior, Nebraska.

Mr. Coffey introduced Mr. and Mrs. V. H. Bunker and their daughter, Linda Mae, McCook, Nebraska.

Withdraw Request—L. B. 114

Mr. Coffey withdrew his request to return L. B. 114 to Select File for amendment, found in this day's Legislative Journal.

Unanimous Consent—Return L. B. 114 to Select File

Mr. Carmody asked unanimous consent to return L. B. 114 to Select File for the following specific amendment:

That the E and R Committee rewrite the bill to provide for a 3% tolerance on the gross weight, leaving the axle tolerance as is in the bill.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 114. Mr. Carmody moved the adoption of his amendment found in this day's Legislative Journal.

Mr. Carmody requested a Call of the House.

A Call of the House was ordered and showed 35 members present.

Mr. McNutt moved that the Call be raised, which prevailed with 17 ayes, 0 nays and 26 not voting.

The Carmody amendment was adopted with 24 ayes, 7 nays and 12 not voting.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Wilson was excused for the remainder of the day.

Unanimous Consent—Return L. B. 9 to Select File

Mr. Aufenkamp asked unanimous consent to return L. B. 9 to Select File for the following specific amendments:

1. Amend the Cramer amendment 1, Section 2, adopted May 19, 1953, line 24 by striking "twenty-two hundred fifty" and inserting "twenty-two twenty-five hundred fifty", line 31 by striking "nineteen hundred fifty" and inserting "nineteen hundred fifty two thousand", line 37 by striking "twenty-two hundred fifty" and inserting "twenty-two twenty-five hundred fifty", and line 40 by striking "fourteen" and inserting "fourteen sixteen".

2. Amend the title to conform.

Mr. Carpenter objected.

Mr. Aufenkamp moved that L. B. 9 be returned to Select File for the above specific amendments.

Laid over until June 5, 1953.

SELECT FILE

LEGISLATIVE BILL 259. E and R amendment found in the Legislative Journal for the One Hundred Fifth Day was adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 592

Mr. President: I move that the rules be suspended and we consider L. B. 592 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 592. E and R amendments found in the Legislative Journal for the One Hundred Fifth Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 243

Mr. President: I move that the rules be suspended and we consider L. B. 243 on Select File at this time. (Signed) Arthur Carmody

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 243. E and R amendments found in this day's Legislative Journal were adopted.

Mr. Carmody asked unanimous consent that the following specific amendments be adopted:

1. Amend section 4 of the bill, line 7 by striking "20,500.00" and inserting "24,500.00", and line 12 by striking "11,200.00" and inserting "15,000.00".

2. Amend section 15 of the bill by inserting after line 109 the following:

"Appropriate from Temporary School Fund,
Cash Funds

(13) For the purpose of making refunds as provided by Legislative Bill 188, Sixty-fifth Session, Nebraska State Legislature, 1953, appropriate out of Auditor Account No. 800, the sum of\$120,000.00."

3. Amend section 20 of the bill, line 120 by inserting "and use fuel" before the word "tax", and line 126 by striking "\$575,000.00" and inserting "\$612,800.00".

4. Amend section 25 of the bill, lines 49 and 50 by inserting "and use fuel" before "tax", and line 63 by striking "53,640,000.00" and inserting "58,090,000.00".

5. Amend section 29 of the bill, lines 40 and 41 by striking "as amended by Legislative Bills 37 and 80, Nebraska State Legislature, 1951" and inserting "and amendments thereof".

6. Amend section 39 of the bill, lines 87 to 89, by striking "as amended by Legislative Bills 37 and 80, Nebraska State Legislature, 1951" and inserting "and amendments thereof".

7. Amend section 41 of the bill, lines 27 to 29 by striking "as amended by Legislative Bills 37 and 80, Nebraska State Legislature, 1951" and inserting "and amendments thereof".

8. Amend section 42 of the bill, lines 22 to 24 by striking "as amended by Legislative Bills 37 and 80, Nebraska State Legislature, 1951" and inserting "and amendments thereof".

9. Amend section 48 of the bill, line 18 by inserting ", and amendments thereof" after "1943" and line 81 by inserting "after appropriating the sum of \$120,000.00 to the Board of Educational Lands and Funds to make refunds as provided by Legislative Bill 188, Sixty-fifth Session, Nebraska State Legislature, 1953," before "Forest".

10. Amend section 50 of the bill, line 8 by inserting ", and amendments thereof" after "1943".

11. Amend section 48, line 57 by inserting "and use fuel" before "tax".

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

Member Excused

Mr. Hubka was excused for the remainder of the day.

GENERAL FILE

LEGISLATIVE BILL 595. Read and considered.

Mr. Anderson offered the following amendments:

Amend Section 1, Line 3, by striking "ten" and inserting the word "five".

Amend Section 2, Line 3, by striking "ten" and inserting the word "five".

Amend Section 3, Line 3, by striking "ten" and inserting the word "five".

Mr. Carmody requested a record vote.

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 31 members present.

Mr. Carpenter moved that the Call be raised, which prevailed with 23 ayes, 0 nays and 20 not voting.

Voting in the affirmative on the Anderson amendment, 7:

Anderson	Britt	Diers	Nelson
Beaver	Carson	Kotouc	

Voting in the negative, 21:

Aufenkamp	Coffey	Liebers	Person
Bridenbaugh	Cramer	Lillibridge	Peterson
Brown	Dooley	McHenry	Shultz
Burney	Hill	Martin	Syas
Carmody	Klaver	Marvel	Tyrdik
Carpenter			

Not voting, 15:

Adams	Brower	Duis	Hubka
Bixler	Cole	Fenske	Larkin

Lee
McNutt

Moulton
Pizer

Vogel
Williams

Wilson

The amendment was not adopted.

Mr. Liebers offered the following amendment, which was adopted:

Amend L. B. 595 to provide that payment of the amount set up for settlement be paid in two installments, one-half to be paid on July 1, 1953, and the balance to be paid on July 1, 1954.

Advanced to E and R for review.

Members Excused

Mr. Carpenter was excused for Friday, June 5, 1953.

Mr. Anderson was excused for Friday morning, June 5, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 148. Correctly enrolled.
LEGISLATIVE BILL 242. Correctly enrolled.
LEGISLATIVE BILL 264. Correctly enrolled.
LEGISLATIVE BILL 279. Correctly enrolled.
LEGISLATIVE BILL 338. Correctly enrolled.
LEGISLATIVE BILL 589. Correctly enrolled.
LEGISLATIVE BILL 87. Correctly enrolled.
LEGISLATIVE BILL 590. Correctly engrossed.
LEGISLATIVE BILL 593. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 148
L. B. 242
L. B. 264

L. B. 279
L. B. 338
L. B. 589

L. B. 87
L. R. 29
L. R. 28

Adjournment

At 3:37 p.m., on a motion by Mr. Carmody, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

||

ONE HUNDRED-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, June 5, 1953

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Anderson, Brower, Carpenter, Cole, Larkin and Lillibridge, who were excused.

Member Excused

Mr. Lee was excused for Monday, June 8, 1953.

The Journal for the One Hundred Sixth Day was approved as corrected.

RESOLUTIONS

LEGISLATIVE RESOLUTION 39.

L. R. 39 was adopted with 23 ayes, 0 nays and 20 not voting.

LEGISLATIVE RESOLUTION 41.

Mr. Britt asked unanimous consent to amend L. R. 41 by adding the words "license fees" after the word "taxes" in line 3 of the body and amend the preamble accordingly.

Consent was granted. Amendment adopted.

L. R. 41 was not adopted with 8 ayes, 15 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 285. E and R amendments found in the Legislative Journal for the One Hundred Sixth Day were adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider L. B. 594

Mr. President: I move that the rules be suspended and we consider L. B. 594 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 594. E and R amendments found in the Legislative Journal for the One Hundred Sixth Day were adopted.

Advanced to E and R for engrossment.

Unanimous Consent—Return L. B. 9 to Select File

Mr. Aufenkamp asked unanimous consent that L. B. 9 be returned to Select File for his specific amendment found in the Legislative Journal for the One Hundred Sixth Day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 9. Mr. Aufenkamp asked unanimous consent that his specific amendments found in the Legislative Journal for the One Hundred Sixth Day be adopted.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 5, 1953, at 10:00 a.m.:

L. B. 87
L. B. 107
L. B. 148
L. B. 242

L. B. 264
L. B. 278
L. B. 279

L. B. 338
L. B. 441
L. B. 589

(Signed) Joseph D. Martin, Chairman

Ease

The Legislature was at ease from 10:04 a.m. to 10:15 a.m.

Explanation of Vote

Mr. President: I voted for L. B. 595 feeling that these families should be recognized and that this compensation, not being for services rendered, should not be subject to federal income tax. I also feel this is the sentiment of the entire Legislature. (Signed) O. H. Person

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 595. Placed on Select File as amended.

E and R amendments to L. B. 595:

1. In the bill, in sections 1, 2, and 3, line 4 of each section and before each period, insert "payable as set forth in section 4 of this act".

2. In section 4, line 2, strike "as" and in lieu thereof insert a comma; line 3, before the period insert ", for five thousand dollars each on July 1, 1953, and for the same amount on July 1, 1954".

3. In the bill title, line 5, after "each" insert "of them"; line 7, before "their" insert "each of"; line 8, after "while" insert "such husbands were"; line 9, strike "a public officer" and in lieu thereof insert "public officers and"; and in line 10, strike the semicolon and in lieu thereof insert "as prescribed; to provide how and when the same shall be paid;".

4. In the Preamble (figuring "PREAMBLE" as the first line), lines 3, 6, and 8, after "while" insert "he was serving"; lines 3, 6, and 9, strike "serving"; line 14, after "that" insert "the lives and property of"; lines 15 and 16, strike "continue to be protected

in their lives and property" and in lieu thereof insert "be protected"; lines 17 and 18, strike "the patrolman who died" and in lieu thereof insert "such patrolmen and"; line 18, strike "death" and in lieu thereof insert "deaths,"; line 19, strike all of line commencing with "on", all of line 20, and line 21 to and including "officer" and in lieu thereof insert "of such patrolmen but were received while prudently and faithfully engaged in performing their duties as public officers and"; line 22, after "as" insert "such"; line 23, strike "him surviving a" and in lieu thereof insert "a surviving"; line 29, strike "their" and in lieu thereof insert "her"; line 30, after "death" insert a comma.

LEGISLATIVE BILL 591. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

SUSPEND RULES—Consider L. B. 595 on Select File

Mr. President: I move that the rules be suspended and we consider L. B. 595 on Select File at this time. (Signed) Arthur Carmody

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 595. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

Announcement—Mr. Cole

Mr. Moulton informed the members that he had talked to Mr. Cole last night, and that Mr. Cole was feeling much better and expected to return to the Legislature by Monday, June 8, 1953.

Amendment to Rules

Mr. Syas offered the following amendment to the Rules:

Amend Rule 11, Section 1, by striking the word "three" in next to last line in Section 1 and substituting the word "one".

Referred to the Rules Committee.

Unanimous Consent—Withdraw L. B. 532 and L. B. 406

Mr. Hubka asked unanimous consent to withdraw L. B. 532. Consent was granted. So ordered.

Mr. McNutt asked unanimous consent to withdraw L. B. 406. Consent was granted. So ordered.

MOTION—Indefinitely Postpone Bills

Mr. President: I move that all bills in standing committees before whom hearings are held be indefinitely postponed. (Signed) Dwight W. Burney

The motion prevailed with 30 ayes, 0 nays and 13 not voting.

Amendment to Rules

Mr. Lee offered the following amendment to the Rules:

I move that the Rules Committee be instructed to prepare a rule that introductions of all groups and guests be made by the Clerk.

Referred to the Rules Committee.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 259. Correctly engrossed.

LEGISLATIVE BILL 285. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Adjournment

At 10:57 a.m., on a motion by Mr. Carmody, the Legislature adjourned until 2:30 p.m., Monday, June 8, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska

Monday, June 8, 1953

Pursuant to adjournment, the Legislature met at 2:32 p.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Brower, Carpenter, Hubka and Lee, who were excused.

The Journal for the One Hundred Seventh Day was approved.

Visitors

Mr. Liebers introduced his daughter and son-in-law, Ruth and Bob Ellis of Oakland, California.

At Ease

Mr. Liebers provided ice cream from his dairy and cake for members and employees of the Legislature and the Legislature was at ease from 2:37 p.m.

The Legislature reconvened at 3:22 p.m., President Warner presiding.

Visitors

The President introduced former Senator William J. Norman of Omaha, Nebraska, who addressed the Legislature briefly.

Communications

Letter from H. P. Heiliger, Jr., of Lincoln, Nebraska, ex-

pressing the appreciation of his family for Legislative Resolution No. 33, in memory of his father, Henry P. Heiliger, Sr.

Visitors

Mr. Dooley introduced Don Lehr, County Agent Instructor, and Charles Trumble, Star Dairy Farmer, of Kearney, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 212. Correctly enrolled.
LEGISLATIVE BILL 592. Correctly engrossed.
LEGISLATIVE BILL 481. Correctly engrossed.
LEGISLATIVE BILL 114. Correctly re-engrossed.
LEGISLATIVE BILL 453. Replaced on Select File as amended.

E and R amendment to L. B. 453:

1. In Marvel amendment, new section 4, line 2, strike the word "city" after "class".

(Signed) Joseph D. Martin, Chairman

MOTION—Appreciation

Mr. Lillibridge moved that the Legislature give the Liebers' family a rising and rousing round of applause for the ice cream party this afternoon.

The motion prevailed.

Visitors

Mr. Liebers introduced his wife to the Legislature.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 212

L. R. 39

SUSPEND RULES—Consider L. B. 453

Mr. President: I move that the rules be suspended and we consider L. B. 453 on Select File at this time. (Signed) Richard D. Marvel

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 453. E and R amendment found in this day's Legislative Journal was adopted.

Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 44. Re: Committee to Study Rural Mail Route Roads.

Introduced by Ralph W. Hill of Thayer.

WHEREAS, rural mail route roads are improved according to the provisions of Chapter 39, article 10, Reissue Revised Statutes of Nebraska, 1943, and

WHEREAS, counties are charged with certain duties for constructing and maintaining these roads, and

WHEREAS, funds are to be expended and used to better these routes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the executive committee of the Legislative Council appoint a committee to study the costs of rural mail route roads, how the funds are disbursed by the counties, and if the money is used as provided in Chapter 39, article 10, Reissue Revised Statutes of Nebraska, 1943. When the study is completed, a report shall be presented to the next regular session of the Legislature.

SUSPEND RULES—Consider L. R. 44

Mr. President: I move that the rules be suspended and we consider L. R. 44 at this time. (Signed) Ralph W. Hill

Mr. Hill requested a Call of the House.

A Call of the House was ordered and showed 37 members present.

Mr. Carson moved that the Call be raised, which prevailed with 30 ayes, 0 nays and 13 not voting.

The original Hill motion was lost with 18 ayes, 8 nays and 17 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 35.

L. R. 35 was adopted with 34 ayes, 3 nays and 6 not voting.

LEGISLATIVE RESOLUTION 40.

L. R. 40 was adopted with 25 ayes, 0 nays and 18 not voting.

Explanation of Vote

Mr. President: I voted for the resolution for a study of the Normal Schools because from what I know of Chadron State Teachers College and its staff, I am sure they would welcome any study. (Signed) Monroe Bixler

Visitors

Mr. Tvrdik introduced Mr. Earl C. Fishbaugh, Jr., a member of the Iowa Legislature, who addressed the Legislature briefly; also Mrs. Fishbaugh and their daughter.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 493. Placed on Select File as amended.

E and R amendments to L. B. 493:

1. In Enrollment and Review amendment 3, line 4, strike "429" and in lieu thereof insert "439" as in title and repeal clause.

2. In present section 9 (being section 32-423) inserted by Enrollment and Review amendment 27, at end thereof as part of

"Schedule A" insert the following which was in 1951 session laws and left out of statutes by oversight:

"

FOR DIRECTOR OF
RECLAMATION DISTRICT

Vote for -----

☐ John Doe

☐ Richard Roe

☐ -----"

3. In Enrollment and Review amendment 2, line 1, strike "1" and in lieu thereof insert "2".

4. In original Hubka amendment 1 (to original section 24,) before the period insert "*or less than the number to be elected*".

5. In Moulton amendment 1 of May 20, 1953, line 17, strike "*its county election officials*" and in lieu thereof insert "*the election commissioner*".

6. In the bill, original section 13, at end of line 11, insert "*except where not permitted by law*".

7. Amend the bill by adding four new sections immediately following original section 28 to be known as sections 32, 33, 34, and 35, and to read as follows:

"Sec. 32. That section 32-509, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, be amended to read as follows:

32-509. When candidates for offices *the office* of President and Vice President of the United States are to be nominated, every qualified elector of a political party shall have the opportunity to vote his preference, on his party nominating ballot, for his choice for one person to be the candidate of his political party for President and one person to be the candidate of his political party for Vice President of the United States either (1) by writing the name of the person of his choice for President or Vice President, as the case may be, in the blank space to be left upon the ballot for such purpose and making a cross or *mark* in the square opposite the written name or (2) by making a cross or *mark* opposite the printed name of the person of his choice, as in the case of other nominations.

Sec. 33. That section 32-510, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-510. The names of any persons to be voted upon for President or Vice President of the United States shall be printed on the primary ballots solely on the petition of their political supporters in Nebraska, and such petition for President or Vice President shall contain the names of not less than one hundred electors of each congressional district of the state, without such persons themselves signing the petition or acceptance; *Provided*, the name of any person to be voted upon for President or Vice President shall be placed upon the ballot only when written consent of the individual involved has been received by the Secretary of State prior to the time that the name would be placed on the ballot.

Sec. 34. That section 32-511, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, be amended to read as follows:

32-511. The names of persons in the political party who shall be presented by petition of their supporters to be party candidates for President and Vice President of the United States shall be printed on the nominating ballot. The ballots shall be marked, the votes shall be counted, canvassed, and returned, and the sufficiency of the petitions shall be determined by the laws governing party nominations for the office of Governor as far as the same are applicable.

Sec. 35. That section 32-535, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-535. The Judges of the Supreme Court, judges of the district court, judges of the county court, *Superintendent of Public Instruction members of the State Board of Education*, county superintendents, members of the Legislature, Regents of the University of Nebraska, directors of public power and irrigation districts and reclamation districts, and such members of boards of education as provided by Chapter 79 shall be nominated regardless of political affiliation in the manner following: At least forty days prior to the date of holding the general primary election, all candidates for Supreme Judge, district judge, county judge, *Superintendent of Public Instruction members of the State Board of Education*, county superintendents, members of the Legislature, Regents of the University of Nebraska, directors of public power

and irrigation districts and reclamation districts, and such members of boards of education as provided by Chapter 79, shall file with the officer whose duty it is to issue the certificate of election to the aforesaid officers, an affidavit of such candidate, in substantially the following form:

"Affidavit.

State of Nebraska)
) ss. Candidate for _____
 County of _____)

I, _____ being first duly sworn, say that I reside at _____ in the city of _____ in the county of _____ in the State of Nebraska; that I am legally qualified to hold such office; that I am a candidate for the nomination for the office of _____ to be voted upon at the primary election to be held on the _____ day of _____, 19____, and I hereby request that my name be printed upon the official primary ballot for the nomination at such primary election, for the office of _____

Subscribed and sworn to before me by the _____
 this _____ day of _____, 19____"

All such candidates, except for the office of Regents of the University of Nebraska, presidential electors, delegates to national, state, and county conventions, and the office of members of boards of education as provided by Chapter 79, shall also file with the affidavit a receipt for the sum of ten dollars signed by the county treasurer of the county in which such person resides, such amount to be used to help defray the expense of the primary. The affidavits filed by such candidates shall not in any way refer to or designate the political affiliation of the candidate."

8. In the title and repeal clause after "32-504," insert "32-510,"; also after "32-534," insert "32-535,".

9. In original Enrollment and Review amendment 28, line 4, strike "and"; and in line 6 thereof, after "1953," insert "and sections 32-509 and 32-511, Reissue Revised Statutes of Nebraska,

1943, as amended by Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953,".

10. Renumber section 32 (original section 29) as section 36 and correct any section numbers to proper numbers.

(Signed) Joseph D. Martin, Chairman

SUSPEND RULES—Consider L. B. 493

Mr. President: I move that the rules be suspended and we consider L. B. 493 on Select File at this time. (Signed) Joseph D. Martin

The motion prevailed with 31 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 493. E and R amendments found in this day's Legislative Journal were adopted.

Advanced to E and R for engrossment.

Adjournment

At 4:20 p.m., on a motion by Mr. Wilson, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-NINTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, June 9, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brower, who was excused.

The Journal for the One Hundred Eighth Day was approved.

MESSAGE FROM THE GOVERNOR

June 4, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

This is to inform Your Honorable Body of a correction to be made in a letter dated May 11, 1953, and appearing on page 1453 of the Legislative Journal. The letter states that the Governor approved L. B. 258 on May 9, 1953, but it should have become effective at 12:01 a.m. on May 10, 1953.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Approved by the Governor

June 8, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 6, 1953, he approved L. B. 87, 107, 148, 242, 264, 278, 279, 338, 441, and 589.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 145.

A bill for an act relating to procedure in the district court; to provide in all counties of the state a uniform method of selection of jurors; to make certain acts unlawful; to provide penalties; to provide for salaries and payment of expenses; to amend sections 25-1601, 25-1603, 25-1606, 25-1609, 25-1611, 25-1625, 25-1631, 25-1633, 25-1634, and 25-1636, Reissue Revised Statutes of Nebraska, 1943, section 25-1629, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 76, Sixty-fifth Session, Nebraska State Legislature, 1953, section 25-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 77, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 25-1626, 25-1627, and 25-1635, Revised Statutes Supplement, 1951; to repeal the original sections and also sections 25-1604, 25-1605, 25-1608, 25-1610, and 25-1613 to 25-1624, Reissue Revised Statutes of Nebraska, 1943, and Legislative Bill 75, Sixty-fifth Session, Nebraska State Legislature, 1953.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 33:

Aufenkamp	Cramer	Larkin	Nelson
Beaver	Diers	Liebers	Peterson
Bixler	Dooley	Lillibridge	Pizer
Bridenbaugh	Duis	McHenry	Shultz
Britt	Fenske	McNutt	Syas
Brown	Hill	Martin	Tvrdik
Carpenter	Klaver	Marvel	Vogel
Coffey	Kotouc	Moulton	Wilson
Cole			

Voting in the negative, 7:

Adams	Carmody	Lee	Williams
Burney	Carson	Person	

Not voting, 3:

Anderson	Brower	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 411.

A bill for an act to amend section 77-706, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide the procedure for determination of the value of shares of stock of corporations domesticated under the laws of this state except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 34:

Aufenkamp	Cramer	Liebers	Peterson
Beaver	Diers	Lillibridge	Pizer
Bixler	Dooley	McHenry	Shultz
Bridenbaugh	Fenske	McNutt	Syas
Britt	Hill	Marvel	Tvrdik
Brown	Klaver	Moulton	Vogel
Burney	Kotouc	Nelson	Williams
Coffey	Larkin	Person	Wilson
Cole	Lee		

Voting in the negative, 5:

Carmody	Carson	Duis	Martin
Carpenter			

Not voting, 4:

Adams	Anderson	Brower	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanations of Vote

Mr. President: I voted "aye" on L. B. 411 for the reason that it is my belief that the Legislature intended that the Intangible Tax Law should be defined in this manner. (Signed) Charles F. Tvrdik

Mr. President: I voted "aye" on L. B. 411 for the reason that this statute has been interpreted by the Legislature from its beginning according to the present amendment, and during the past 30 years, stock has been purchased in reliance on this meaning, and stockholders are entitled to have that meaning continued. (Signed) Sam Klaver

Mr. President: Of all the "Special Interest" bills introduced into this Legislature and passed, L. B. 411 is the height of perfection, which legalized and authorized the continuance of rape upon the uninformed multitude of taxpayers who pay taxes upon homes and farms and who, by the passage of this treacherous tax bill, transferred from those who are best able to pay onto the backs of the people least able to pay and who will not realize the effect of L. B. 411 until the spring and summer of 1954 when they will receive their tax bills and realize in dollars the extent to which they have been "took". (Signed) Terry Carpenter

Mr. President: I voted "aye" on L. B. 411 because I believe that this legislation restores the meaning that the Legislature thought the law had meant all the time, based upon the several Attorney General's opinions. (Signed) Wm. A. McHenry

LEGISLATIVE BILL 538.

A bill for an act relating to paupers and public assistance; to provide for reorganization of the state and county public wel-

fare division; to provide for certain qualifications, appointment, tenure of office, and salary of the State Director of Public Welfare and county director of public welfare; to provide for appointment of county directors of public welfare and additional employees; to provide for a district department of public welfare, district board of public welfare, and a district director of public welfare under the prescribed circumstances; to provide how the duties and responsibilities thereof shall be determined; to define the functions, powers, and duties of the State Board of Public Welfare, State Director of Public Welfare, county board of public welfare and county director of public welfare; to provide for the transfer, reallocation, and assignment of existing functions to the newly created boards and directors; and to repeal sections 43-502, 68-201, 68-303, 68-305, 68-306, 68-316, 68-324, and 68-401, Reissue Revised Statutes of Nebraska, 1943, and section 68-304, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 25:

Adams	Dooley	Lee	Pizer
Beaver	Duis	Liebers	Shultz
Britt	Hill	McNutt	Syas
Burney	Klaver	Marvel	Tvrđik
Coffey	Kotouc	Moulton	Vogel
Cramer	Larkin	Nelson	Wilson
Diers			

Voting in the negative, 16:

Anderson	Brown	Cole	Martin
Aufenkamp	Carmody	Fenske	Person
Bixler	Carpenter	Lillibridge	Peterson
Bridenbaugh	Carson	McHenry	Williams

Not voting, 2:

Brower	Hubka
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 165. With emergency.

A bill for an act to amend sections 60-303, 77-1238, 77-1239, 77-1240, and 77-1241, Reissue Revised Statutes of Nebraska, 1943, and section 77-1242, Revised Statutes Supplement, 1951, relating to revenue and taxation; to provide for a motor vehicle tax and the manner of assessing motor vehicles and fixing the valuation thereof; to provide when the tax shall be paid; to define terms; to provide credits on the tax; to repeal the original sections and also section 77-1243, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 31:

Adams	Cole	Larkin	Peterson
Anderson	Cramer	Lee	Pizer
Aufenkamp	Dooley	Liebers	Shultz
Bixler	Duis	McNutt	Syas
Bridenbaugh	Fenske	Martin	Tvrdik
Carpenter	Hubka	Marvel	Vogel
Carson	Klaver	Moulton	Williams
Coffey	Kotouc	Person	

Voting in the negative, 9:

Beaver	Carmody	Hill	McHenry
Britt	Diers	Lillibridge	Nelson
Brown			

Not voting, 3:

Brower	Burney	Wilson
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 286. Laid over.**LEGISLATIVE BILL 590.**

A bill for an act to amend section 83-305, Reissue Revised Statutes of Nebraska, 1943, section 83-306, Revised Statutes Sup-

plement, 1951, and section 83-308, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 438, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to state institutions; to give an official name to the psychiatric hospital unit established at Omaha; to provide for admission to such psychiatric hospital unit; to provide for its titular head, his powers, functions, authority, duties, and salary; to provide that such psychiatric hospital unit shall operate and be subject to the provisions of sections 83-305 to 83-357, Reissue Revised Statutes of Nebraska, 1943, and amendments thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 593.

A bill for an act to repeal Legislative Bill 78, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to motor vehicles.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Ease

The Legislature was at ease from 10:35 a.m. until 11:33 a.m. while Committee pictures were being taken.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 9, 1953, at 9:15 a.m.:

L. B. 212

LEGISLATIVE BILL 453. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Unanimous Consent—Committee Meeting

Mr. Cramer asked unanimous consent to hold a meeting of

the Rules Committee immediately following adjournment on Wednesday, June 10, 1953.

No objections. So ordered.

Report—Legislative Council Work

Dr. Shumate, Research Director of the Legislative Council, gave a brief report on the interim work of the Legislative Council.

RECESS

At 11:58 a.m., on a motion by Mr. Liebers, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Anderson, Brower and Williams, who were excused.

Unanimous Consent—Return L. B. 262 to Select File

Mr. Coffey asked unanimous consent that L. B. 262 be returned to Select File for the following specific amendment:

1. Amend section 9 of the bill, to adopt the language of present section 1 of Legislative Bill 114 as amended to this date and the committee on Enrollment and Review is authorized to make such changes and amend the title to conform.

Mr. Carpenter objected.

Mr. Coffey moved that L. B. 262 be returned to Select File for the above specific amendment.

The motion prevailed with 33 ayes, 2 nays and 8 not voting.

SELECT FILE

LEGISLATIVE BILL 262. Mr. Coffey moved that his specific amendment found in this day's Legislative Journal be adopted.

The motion prevailed with 23 ayes, 0 nays and 20 not voting.

Mr. Coffey moved to advance L. B. 262 to E and R for engrossment.

Mr. Carpenter moved that L. B. 262 be indefinitely postponed.

The Carpenter motion was lost with 4 ayes, 21 nays and 18 not voting.

Mr. Carpenter requested a record vote on the Coffey motion to advance L. B. 262 to E and R for engrossment.

Voting in the affirmative, 21:

Adams	Coffey	Klaver	Moulton
Aufenkamp	Diers	Larkin	Pizer
Beaver	Dooley	Liebers	Shultz
Brown	Fenske	Lillibridge	Syas
Burney	Hill	Marvel	Tvrdik
Carpenter			

Voting in the negative, 5:

Bixler	Carmody	Martin	Person
Bridenbaugh			

Not voting, 17:

Anderson	Cramer	Lee	Peterson
Britt	Duis	McHenry	Vogel
Brower	Hubka	McNutt	Williams
Carson	Kotouc	Nelson	Wilson
Cole			

The motion prevailed, and L. B. 262 was advanced to E and R for engrossment.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) John J. Larkin, Jr.

The motion lost with 16 ayes, 21 nays and 6 not voting.

Members Excused

Mr. Lillibridge and Mr. Hubka were excused for Wednesday, June 10, 1953.

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 35

L. R. 40

SUSPEND RULES—Consider Bills on Final Reading

Mr. President: I move that the rules be suspended and we vote on L. B. 591, 259 and 285 on Final Reading at this time. (Signed) Otto Kotouc, Sr.

The motion prevailed with 29 ayes, 5 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 591. With emergency.

A bill for an act relating to livestock; to require grazing permits for the privilege of grazing certain cattle in this state as prescribed; to provide for fees and disposition of the same; to provide for refunds; to make certain acts unlawful; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 36:

Adams	Carson	Klaver	Nelson
Aufenkamp	Coffey	Kotouc	Person
Bixler	Cole	Larkin	Peterson
Bridenbaugh	Cramer	Lee	Pizer
Britt	Diers	Liebers	Shultz
Brown	Dooley	Lillibridge	Syas
Burney	Fenske	McHenry	Tvrđik
Carmody	Hill	Martin	Vogel
Carpenter	Hubka	Marvel	Wilson

Voting in the negative, 1:

Beaver

Not voting, 6:

Anderson
Brower

Duis
McNutt

Moulton

Williams

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Unanimous Consent—Consider L. B. 285 and 286

Mr. Bridenbaugh asked unanimous consent to consider L. B. 285 and L. B. 286 before L. B. 259.

Mr. Klaver objected.

MOTION—Adjourn

Mr. President: I move that we adjourn. (Signed) John J. Larkin, Jr.

The motion lost with 5 ayes, 27 nays and 11 not voting.

LEGISLATIVE BILL 259. With emergency.

A bill for an act to amend sections 39-606, 60-320, 60-329, 60-330, 60-331, 60-335, 60-336, 60-337, and 60-338, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for an increase in the registration fees of motor vehicles and certain other fees, as prescribed; to change certain methods of determining such fees; to change the allocation of the fees as prescribed; to provide for supervision by the Nebraska Safety Patrol of the weighing of motor vehicles, as prescribed; to change the classification of certain trucks, truck-tractors, and semitrailers; to make certain changes in those not required to pay registration fees; to eliminate obsolete provisions concerning a county budget for state highway system; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 23:

Beaver	Cole	Kotouc	Person
Bixler	Cramer	Lee	Pizer
Bridenbaugh	Diers	Lillibridge	Shultz
Brown	Dooley	McHenry	Vogel
Burney	Duis	McNutt	Wilson
Carpenter	Fenske	Nelson	

Voting in the negative, 15:

Adams	Coffey	Liebers	Peterson
Britt	Hill	Martin	Syas
Carmody	Klaver	Marvel	Tvrdik
Carson	Larkin	Moulton	

Not voting, 5:

Anderson	Brower	Hubka	Williams
Aufenkamp			

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Whereupon the President stated: "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 27:

Aufenkamp	Cole	Hubka	Nelson
Beaver	Cramer	Kotouc	Person
Bixler	Diers	Lee	Pizer
Bridenbaugh	Dooley	Lillibridge	Shultz
Brown	Duis	McHenry	Vogel
Burney	Fenske	McNutt	Wilson
Carpenter	Hill	Martin	

Voting in the negative, 13:

Adams	Coffey	Liebers	Peterson
Britt	Klaver	Marvel	Syas
Carmody	Larkin	Moulton	Tvrdik
Carson			

Not voting, 3:

Anderson	Brower	Williams
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A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Explanations of Vote

Mr. President: I voted against L. B. 259 because I feel that it is unfair to penalize the auto owners of Nebraska by increasing their license fee from 60% to 100%. (Signed) Sam Klaver, George Syas

LEGISLATIVE BILL 285. Laid over.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 411. Correctly enrolled.

LEGISLATIVE BILL 590. Correctly enrolled.

LEGISLATIVE BILL 593. Correctly enrolled.

LEGISLATIVE BILL 595. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 411

L. B. 590

L. B. 593

Adjournment

At 3:25 p.m., on a motion by Mr. Moulton, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-TENTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, June 10, 1953

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Warner presiding.

Prayer was offered by Reverend Lorin J. Wolff of Lincoln, Nebraska, President of Midwest Synod, United Lutheran Church.

The roll was called and all members were present except Messrs. Brower, Hubka and Lillibridge, who were excused.

The Journal for the One Hundred Ninth Day was approved.

Member Excused

Mr. Adams was excused for the remainder of the day, after the morning session.

REPORT—Committee to Investigate Acceptance of the Woods Home

A report of the committee appointed to investigate the possibility of accepting the gift of the Woods home for a Governor's mansion was submitted by Mr. McNutt, Chairman.

Mr. McNutt asked unanimous consent that only the conclusion of the committee's report be read. The entire report will be on file in the Clerk's office. Consent was granted.

CONCLUSION

It was the conclusion of the majority of the members of the committee that the proffered gift of the Woods home to the state of Nebraska should be rejected for the following reasons, some or all of which figured in the rejection by different members of the committee:

1. Expense: The Committee felt that it would cost too much to renovate the home and maintain it as a Governor's mansion.

2. The Woods home is too large to be used as a Governor's mansion.

3. The location is not suitable for the reason that the Woods home is located too far from the Capitol Building and for the reason that its use as a Governor's mansion with the attendant traffic and parking problems would have an adverse effect on the value of surrounding properties.

4. The home would not be suitable for any other use by the state of Nebraska so far as the committee could discover because other uses would adversely affect the surrounding property to an even greater degree than the other reasons mentioned.

The committee reached this decision with great reluctance and with a feeling of extreme gratitude to the Woods Charitable Foundation, Inc. for offering the Woods home to the state with no strings attached. However, for the above reasons and because the committee felt it would be better for the state as a whole, the committee recommends to the Legislature that the offer of the Woods home be rejected in its entirety.

Respectfully submitted,

(Signed) Robert D. McNutt, Chairman
Arthur Carmody
Sam E. Klaver
Otto Kotouc, Sr.
R. W. Hill

MOTION—Accept Report, Discharge Committee

Mr. President: I move that the report of the Committee to investigate the possibility of receiving a gift of the Woods home for a Governor's mansion be accepted, and the Committee be discharged. (Signed) O. H. Person

The motion was adopted.

REPORT—Mr. Brower

Mr. Person visited Mr. Brower at the hospital last night and stated that Mr. Brower is feeling much better and expects to

leave the hospital soon. Mr. Brower expressed his appreciation for the flowers sent to him by the Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 577. Correctly engrossed.

LEGISLATIVE BILL 594. Correctly engrossed.

LEGISLATIVE BILL 9. Correctly engrossed.

(Signed) Joseph D .Martin, Chairman

RESOLUTIONS

MOTION—Reconsider Action on L. R. 14

Mr. President: I move that we reconsider our action on Resolution 14. (Signed) Tom Coffey

Mr. Coffey requested a record vote.

Voting in the affirmative, 28:

Adams	Burney	Dooley	Martin
Anderson	Carmody	Duis	Moulton
Aufenkamp	Carpenter	Fenske	Person
Beaver	Carson	Kotouc	Peterson
Bridenbaugh	Coffey	Lee	Pizer
Britt	Cole	McHenry	Shultz
Brown	Cramer	McNutt	Williams

Voting in the negative, 0.

Not voting, 15:

Bixler	Hubka	Lillibridge	Tvrdik
Brower	Klaver	Marvel	Vogel
Diers	Larkin	Nelson	Wilson
Hill	Liebers	Syas	

The motion prevailed.

Unanimous Consent—Withdraw L. R. 14

Mr. Vogel asked unanimous consent to withdraw L. R. 14. Consent was granted.

MOTION—Appoint Committee

Mr. President: I move that the President appoint a committee of five to arrange such seating, ventilation and other conveniences for the Legislature as seem desirable, and that it be empowered to put the same into effect, so far as possible, for the use of the next session of the Legislature. (Signed) Hal Bridenbaugh

Mr. Coffey moved the previous question which lost with 13 ayes, 20 nays and 10 not voting.

Unanimous Consent—Lay Over Bridenbaugh Motion

Mr. Bridenbaugh asked unanimous consent that his motion be laid over until Thursday, June 11, 1953. Consent was granted. So ordered.

Approved by the Governor

June 10, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 9, 1953, he approved L. B. 212.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

RESOLUTIONS**LEGISLATIVE RESOLUTION 44.**

L. R. 44 was not adopted with 11 ayes, 19 nays and 13 not voting.

LEGISLATIVE RESOLUTION 42.

L. R. 42 was not adopted with 10 ayes, 19 nays and 14 not voting.

STANDING COMMITTEE REPORTS**Enrollment and Review****Presented to the Governor**

Presented to the Governor for approval on June 10, 1953, at 10:00 a.m.:

L. B. 411

L. B. 590

L. B. 593

LEGISLATIVE BILL 165. Correctly enrolled.

LEGISLATIVE BILL 591. Correctly enrolled.

LEGISLATIVE BILL 493. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 165

L. B. 591

Explanation of Vote

Mr. President: Had I been present Tuesday, June 9, 1953, I would have voted "aye" on L. B. 145 and L. B. 411. (Signed) Lester H. Anderson

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 285.

A bill for an act relating to education; to create the State Department of Education, State Board of Education, and Commissioner of Education in accordance with Article VII, sections 14, 15, and 16, of the Constitution of Nebraska; to provide the terms of office, duties, powers, and election of members of the board, and the term of office, duties, and powers of the Commissioner of Education and assistant commissioner of education; to provide for salaries and expenses; to provide for quorum of board, meetings, and place of meetings; to provide for transfer, reallocation, and assign-

ment of existing duties of certain officers; to provide for the construction of certain words or terms; and to provide duties for the Revisor of Statutes.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 36:

Adams	Carpenter	Hill	Marvel
Aufenkamp	Carson	Klaver	Moulton
Beaver	Coffey	Kotouc	Peterson
Bixler	Cole	Larkin	Pizer
Bridenbaugh	Cramer	Lee	Shultz
Britt	Diers	Liebers	Syas
Brown	Dooley	McHenry	Tvrdik
Burney	Duis	McNutt	Williams
Carmody	Fenske	Martin	Wilson

Voting in the negative, 3:

Anderson	Nelson	Person
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Not voting, 4:

Brower	Hubka	Lillibridge	Vogel
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 286.

A bill for an act to amend sections 32-1044, 79-1247.02, and 79-1407, Reissue Revised Statutes of Nebraska, 1943, relating to education; to allocate the functions and duties of the Superintendent of Public Instruction in accordance with Article VII, sections 14, 15, and 16, of the Constitution of Nebraska; to provide the provisions of this act shall not become operative until after the first Thursday after the first Tuesday in January, 1955, and until that date the sections amended or repealed by this act shall remain in full force and effect; and to repeal the original sections, and also sections 32-305, 79-301, 79-302, 79-308, 79-309, 79-310, 79-1230, 79-1231, 79-1232, and 79-1238, Reissue Revised Statutes of Nebraska, 1943, and section 79-303, Revised Statutes Supplement, 1951.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Carson	Klaver	Moulton
Beaver	Coffey	Kotouc	Person
Bixler	Cole	Larkin	Peterson
Bridenbaugh	Cramer	Lee	Pizer
Britt	Diers	Liebers	Shultz
Brown	Dooley	McHenry	Syas
Burney	Duis	McNutt	Williams
Carmody	Fenske	Martin	Wilson
Carpenter	Hill	Marvel	

Voting in the negative, 0.

Not voting, 8:

Anderson	Brower	Lillibridge	Tvrdik
Aufenkamp	Hubka	Nelson	Vogel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 286. (Signed) Charles F. Tvrdik

SUSPEND RULES—Consider Bills

Mr. President: I move that the rules be suspended and we vote on L. B. 592, 481 and 114 on Final Reading at this time. (Signed) Terry Carpenter

The motion prevailed with 37 ayes, 0 nays and 6 not voting.

LEGISLATIVE BILL 592.

A bill for an act to provide for the incorporation of a city-county building authority which shall have power to acquire, furnish, equip, own, improve, enlarge, operate, and maintain a building or buildings and the necessary site or sites therefor, for

the use of any county and any city of the primary class which is the county seat of such county; to provide for filing of the articles of incorporation and publishing of notices; to authorize the execution of contracts pertaining to such property, and the use thereof; to provide for the issuance of revenue bonds by such authority, as prescribed; to provide other powers, rights, and duties of the authority including those for the disposal of its property as prescribed; and to provide powers of the county board and the legislative body of a city of the primary class.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Adams	Carson	Kotouc	Person
Anderson	Coffey	Larkin	Peterson
Beaver	Cole	Lee	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	McHenry	Syas
Britt	Dooley	McNutt	Tvrdik
Brown	Duis	Martin	Vogel
Burney	Fenske	Marvel	Williams
Carmody	Hill	Moulton	Wilson
Carpenter	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Aufenkamp	Brower	Hubka	Lillibridge
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 481.

A bill for an act to create the Nebraska State Turnpike Authority; to define its powers and duties; to provide for the construction, maintenance, repair, and operation of toll turnpikes in the State of Nebraska; to provide for financing such turnpikes by the issuance of turnpike revenue bonds of the authority, payable solely from tolls and other revenues; to provide for the collection of tolls and other revenues to pay the cost of construction, maintenance, repair, and operation of such projects and

to pay the principal of and interest on such bonds; and to provide for the validation of the proceedings and bonds of the authority by court proceedings.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 26:

Adams	Cole	McHenry	Peterson
Anderson	Cramer	McNutt	Shultz
Brown	Dooley	Marvel	Syas
Carmody	Fenske	Moulton	Tvrdik
Carpenter	Klaver	Nelson	Vogel
Carson	Kotouc	Person	Wilson
Coffey	Larkin		

Voting in the negative, 11:

Beaver	Burney	Hill	Pizer
Bixler	Diers	Liebers	Williams
Bridenbaugh	Duis	Martin	

Not voting, 6:

Aufenkamp	Brower	Lee	Lillibridge
Britt	Hubka		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: I am not in favor of giving three men the power to issue 500 million dollars in bonds, with no limitation on the interest rate, in order to build toll roads which will separate towns and cities from their trade territories and which will destroy many Nebraska farms. (Signed) Herbert J. Duis

LEGISLATIVE BILL 114. With emergency.

A bill for an act to amend sections 39-722, 39-723.03, 39-723.05, and 39-725, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to change weight limits of vehicles; to provide that

it shall be unlawful for any person operating any motor truck, truck-tractor, or trailer to carry a load in excess of the carrying capacity on any wheel, on any axle, or on a group of axles as prescribed; to make certain acts unlawful; to provide penalties; to remove from section 39-723.05, Reissue Revised Statutes of Nebraska, 1943, the requirement that an offense thereunder be knowingly permitted; to provide that it shall be unlawful for persons operating any freight-carrying vehicles to operate certain vehicles prescribed therein with excess over the carrying weight plus a tolerance as prescribed; to provide penalties upon the amount of excess weights over the lawful carrying capacity and tolerance of vehicles as prescribed therein; to provide for reducing the overload; to exempt certain vehicles carrying livestock from certain overload limitations if the same are due to the shifting of livestock; to change or clarify certain provisions with reference to the limitations of size or weight of vehicles; to provide for arriving at the distance between axles; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 25:

Adams	Coffey	Larkin	Peterson
Aufenkamp	Diers	Lee	Shultz
Beaver	Duis	Liebers	Syas
Burney	Fenske	McNutt	Tvrdik
Carmody	Hill	Marvel	Vogel
Carpenter	Klaver	Moulton	Williams
Carson			

Voting in the negative, 15:

Anderson	Brown	Kotouc	Person
Bixler	Cole	McHenry	Pizer
Bridenbaugh	Cramer	Martin	Wilson
Britt	Dooley	Nelson	

Not voting, 3:

Brower	Hubka	Lillibridge
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A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause attached.

Whereupon the President stated: "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 25:

Adams	Coffey	Larkin	Peterson
Aufenkamp	Diers	Lee	Shultz
Beaver	Duis	Liebers	Syas
Burney	Fenske	McNutt	Tvrdik
Carmody	Hill	Marvel	Vogel
Carpenter	Klaver	Moulton	Williams
Carson			

Voting in the negative, 15:

Anderson	Brown	Kotouc	Person
Bixler	Cole	McHenry	Pizer
Bridenbaugh	Cramer	Martin	Wilson
Britt	Dooley	Nelson	

Not voting, 3:

Brower	Hubka	Lillibridge
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A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Member Excused

Mr. Beaver was excused for Thursday, June 11, 1953.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 259. Correctly enrolled.

LEGISLATIVE BILL 538. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 259

L. B. 538

Visitors

President Warner introduced Arley D. Waldo, DeWitt, Nebraska, President of the Nebraska Association of the Future Farmers of America, who addressed the Legislature briefly.

Adjournment

At 12:00 noon, on a motion by Mr. Brown, the Legislature adjourned until 10:00 a.m., Thursday, June 11, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, June 11, 1953

Pursuant to adjournment, the Legislature met at 10:04 a.m., President Warner presiding.

Prayer was offered by Dr. Harold C. Sandall, Grace Methodist Church, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Adams, Beaver and Brower, who were excused.

The Journal for the One Hundred Tenth Day was approved.

Visitors

Mr. Williams introduced Mr. Dave Shire, Lincoln, Nebraska, who addressed the Legislature briefly.

Communications

Letter from U. S. Representative Carl T. Curtis, Washington, D. C., acknowledging receipt of L. R. 38.

Letter from Lyle O. Snader, Clerk of the House of Representatives, Washington, D. C., acknowledging receipt of L. R. 27.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 10, 1953, at 4:30 p.m.:

L. B. 165
L. B. 259

L. B. 538

L. B. 591

LEGISLATIVE BILL 114. Correctly enrolled.
LEGISLATIVE BILL 285. Correctly enrolled.
LEGISLATIVE BILL 286. Correctly enrolled.
LEGISLATIVE BILL 481. Correctly enrolled.
LEGISLATIVE BILL 592. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 114
L. B. 285

L. B. 286
L. B. 481

L. B. 592

Approved by the Governor

June 11, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 11, 1953, he approved L. B. 165, 259, 411, 538, 590, 591 and 593.

Respectfully submitted,

(Signed) Max A. Denney
Administrative Assistant

Unanimous Consent—Return L. B. 243 to Select File

Mr. Carmody asked unanimous consent that L. B. 243 be returned to Select File for the following specific amendments:

1. Amend section 13 of the bill, line 8 by inserting after "instruction" the following:

"and Commissioner of Education during the last six months of the biennium".

2. Amend section 20 of the bill, by inserting after line 170 the following:

"(18) Poultry and Egg Marketing Information Fund, appropriate all receipts during the biennium, no estimate."

3. Amend section 48 of the bill, line 19 by inserting after the word "Instruction" the following:

"and State Board of Education".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 243. Mr. Carmody asked unanimous consent that his specific amendments found in this day's Journal be adopted.

Consent was granted. Amendments adopted.

Advanced to E and R for engrossment.

SUSPEND RULES—Consider Bills on Final Reading

Mr. President: I move that the rules be suspended and L. B. 453 and 595 be considered on Final Reading at this time. (Signed) Terry Carpenter

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 453.

A bill for an act to provide for acquiring land for, and for the constructing, equipping, furnishing, and maintaining of a joint city-county building by a county and a city of the first

class as prescribed; to provide for payment of the cost thereof; to provide for issuance of bonds and levy of taxes; to provide for a building commission and the powers, duties, and compensation of the members thereof; and to provide that the building commission may accept gifts, devises, and bequests as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Anderson	Cramer	Lee	Person
Aufenkamp	Diers	Liebers	Peterson
Bixler	Dooley	Lillibridge	Pizer
Bridenbaugh	Duis	McHenry	Shultz
Britt	Fenske	McNutt	Syas
Burney	Hill	Martin	Tvrdik
Carmody	Hubka	Marvel	Vogel
Carpenter	Klaver	Moulton	Williams
Carson	Kotouc	Nelson	Wilson
Cole	Larkin		

Voting in the negative, 0.

Not voting, 5:

Adams	Brower	Brown	Coffey
Beaver			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 595. With emergency.

A bill for an act to appropriate the sum of thirty thousand dollars out of the General Fund of the state for the benefit of Wilda Zink, Lillian C. Meistrell, and Flora Rolfs in paying to each of them the sum of ten thousand dollars for damages on account of the loss of each of their husbands through death which occurred while such husbands were performing their duties as public officers and while enforcing the laws of the State of Nebraska as patrolmen as prescribed; to provide how and when the same shall be paid; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Mr. Carpenter requested a Call of the House.

A Call of the House was ordered and showed 40 members present.

Mr. Kotouc moved that the Call be raised, which prevailed with 21 ayes, 9 nays and 13 not voting.

Voting in the affirmative, 32:

Aufenkamp	Cole	Larkin	Moulton
Bixler	Cramer	Lee	Person
Bridenbaugh	Diers	Liebers	Pizer
Brown	Dooley	Lillibridge	Shultz
Burney	Duis	McHenry	Syas
Carmody	Fenske	McNutt	Tvrdik
Carpenter	Hill	Martin	Vogel
Coffey	Klaver	Marvel	Williams

Voting in the negative, 5:

Anderson	Nelson	Peterson	Wilson
Carson			

Not voting, 6:

Adams	Britt	Hubka	Kotouc
Beaver	Brower		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Cramer introduced Mrs. Richard Petsche, President, and thirty-two ladies, members of the O.S.H. and T.A.O. Clubs, of Tilden, Nebraska.

Mr. Brown introduced August M. Delfs, County Treasurer of Logan County, and Richard M. Delfs, from Stapleton, Nebraska.

MOTION—Appoint Committee

Mr. Bridenbaugh offered the following substitute motion in lieu of his motion found in the Legislative Journal for the One Hundred Tenth Day.

Mr. President: I move that the President appoint a committee of five to recommend the arrangement of seating, the ventilation and other accommodations necessary to permit an orderly and efficient discharge of legislative duties, to recommend office space for the Bill Drafter, the legal adviser of the Enrollment and Review Committee, and the stenographic help, said office space to be located in the vicinity of the Legislative Chamber. Said recommendations are to be made to the Governor with the request that the changes be made before the next regular session of the Legislature. (Signed) Hal Bridenbaugh

The motion was adopted, and the President appointed the following members to serve on the committee: Bridenbaugh, Chairman; Lee, Vogel, Kotouc and Liebers.

STANDING COMMITTEE REPORTS**Enrollment and Review**

LEGISLATIVE BILL 243. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

MOTION—Reconsider Action on L. B. 145

Mr. President: I move that we reconsider our action of June 9, 1953, in passing L. B. 145. (Signed) Robert D. McNutt

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

Unanimous Consent—Return L. B. 145 to Select File

Mr. McNutt asked unanimous consent that L. B. 145 be returned to Select File for the following specific amendment:

Amend McNutt amendment 13, found in the Legislative Journal for the Eighty-fifth Day, line 4 by striking "25-1635" and inserting "25-1636" in lieu thereof.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 145. Mr. McNutt asked unanimous consent that his specific amendment found in this day's Journal be adopted.

Objection raised.

Mr. McNutt moved that his specific amendment be adopted.

The motion prevailed with 32 ayes, 0 nays and 11 not voting.

Mr. Carson moved that L. B. 145 be indefinitely postponed.

The motion lost with 14 ayes, 16 nays and 13 not voting.

Advanced to E and R for re-engrossment with instructions to reprint the last page.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 11, 1953, at 11:10 a.m.:

L. B. 114

(Signed) Joseph D. Martin, Chairman

MESSAGE FROM THE GOVERNOR

TO THE PRESIDENT, SPEAKER
AND MEMBERS OF THE LEGISLATURE:

Legislative Bill 114 is returned to you without my signature.

This bill is vetoed because of its relation to the special highway problem facing Nebraska. For some years our highways have been breaking down at a faster rate than they could be restored with the money that was available. Even with the additional revenue provided by this legislature it will take not less than three years to rebuild the stretches of road that are in emergency condition.

Unquestionably the "tolerance" provisions of this bill will cause heavier truck loads to be imposed upon our highway system. Our highway department and the federal commissioner of public roads both assert that "tolerance" provisions for trucks will shorten the life of both highways and bridges. This is not the time to hasten the deterioration of our highway system.

The above objection outweighs the admitted virtues of the bill: increased penalties and mandatory unloading when legal limits are exceeded.

Respectfully submitted this 11th day of June, 1953.

(Signed) Robert B. Crosby

Governor

Members Excused

Messrs. Hubka, Williams and Bixler were excused for this afternoon.

RECESS

At 11:23 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Mr. McNutt presiding.

The roll was called and all members were present except Messrs. Adams, Beaver, Brower, Hubka, Klaver, Larkin, Lillibridge, Tvrdik and Williams, who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 453. Correctly enrolled.

LEGISLATIVE BILL 595. Correctly enrolled.

LEGISLATIVE BILL 145. Correctly re-engrossed.

LEGISLATIVE BILL 262. Correctly engrossed.

(Signed) Joseph D. Martin, Chairman

Visitors

Mr. Liebers introduced Dr. Glenn Callan and fifteen students from Wesleyan University, Lincoln, Nebraska.

Adjournment

At 2:06 p.m., on a motion by Mr. Hill, the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, June 12, 1953

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brower, who was excused.

The Journal for the One Hundred Eleventh Day was approved.

Presentation of Gift

Mr. Carmody, on behalf of the entire Legislature, paid tribute to the work of Mr. Martin as Chairman of the Enrollment and Review Committee, and presented him with a piece of luggage in appreciation of his work.

Mr. Martin expressed his appreciation for the gift.

Communications

Letters from U. S. Representatives A. L. Miller and Roman L. Hruska, and from Joseph W. Martin, Jr., Speaker of the House of Representatives, Washington, D. C., acknowledging receipt of L. R. 38.

REPORT OF RULES COMMITTEE

"Mr. President: Your Committee on Rules, meeting Thursday, June 11, at 9:30 a.m. had under consideration an amendment to the rules, offered by Senator Syas, as follows:

Amend Rule 11, Section 1, by striking the word "three" in the next to last line of the section and substituting the word "one".

The committee reports the proposed amendment to the Legislature with the recommendation it be adopted."

Mr. Cramer moved the adoption of the Syas amendment to the Rules. The motion lost with 11 ayes, 26 nays and 6 not voting.

"At the same meeting Senator Duis offered the following amendment:

Amend Rule 11, Section 1, by adding: The name of the introducer shall be followed by his Legislative District.

The committee reports the proposed amendment to the Legislature with the recommendation it be adopted."

Mr. Cramer moved the adoption of the Duis amendment to the Rules. The motion prevailed with 38 ayes, 1 nay and 4 not voting.

"Motion offered by Senator Lee proposing a rule relative to the introduction of guests was considered but no action was taken.

It was the sense of the committee that the Lee proposal and other suggestions tendered the committee by Senator Carmody and others should be made the subject of a study and it was voted to ask the Legislative Council to name a committee some time during the interim for such a study.

Respectfully submitted

(Signed) Glenn Cramer

Chairman, Rules Committee"

Mr. Cramer moved the adoption of the Report of the Rules Committee.

The motion prevailed, and the Report was adopted.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 11, 1953,
at 2:30 p.m.:

L. B. 285

L. B. 481

L. B. 592

L. B. 286

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. B. 453

L. B. 595

MOTION—Pass L. B. 114

Mr. President: I move that L. B. 114 be taken up for passage, notwithstanding the objections of the Governor. (Signed) Tom Coffey

Whereupon the President stated: "Shall the bill pass, notwithstanding the objection of the Governor?"

Mr. Coffey requested a Call of the House.

A Call of the House was ordered and showed 42 members present.

Mr. Person moved that the Call be raised, which prevailed with 24 ayes, 5 nays and 14 not voting.

Voting in the affirmative, 26:

Adams	Cramer	Liebers	Peterson
Anderson	Diers	Lillibridge	Shultz
Aufenkamp	Duis	McNutt	Syas
Carmody	Fenske	Martin	Tvrdik
Carpenter	Hill	Marvel	Vogel
Carson	Klaver	Moulton	Williams
Coffey	Larkin		

Voting in the negative, 15:

Beaver	Brown	Kotouc	Person
Bixler	Burney	Lee	Pizer
Bridenbaugh	Cole	McHenry	Wilson
Britt	Dooley	Nelson	

Not voting, 2:

Brower Hubka

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed notwithstanding the Governor's objections.

Mr. Nelson Presiding

Unanimous Consent—Letter of Appreciation

Mr. Britt asked unanimous consent that the Clerk be directed to write a letter of appreciation to the Woodmen Accident Company of Lincoln, for the use of their lot on the northwest corner of 16th and K streets, as a parking space for the use of the Senators during this session. Consent was granted. So ordered.

SUSPEND RULES—Consider Bills on Final Reading

Mr. President: I move that the rules be suspended and that L. B. 577, 89, 594, 9 and 493 be considered on Final Reading at this time. (Signed) Hal Bridenbaugh

The motion prevailed with 33 ayes, 0 nays and 10 not voting.

Unanimous Consent—Consider L. B. 9 First

Mr. Marvel asked unanimous consent that L. B. 9 be considered first on Final Reading. Consent was granted.

President Warner Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 9.

A bill for an act relating to counties; to amend section 33-128, Reissue Revised Statutes of Nebraska, 1943; to provide that the salaries of all county officers, deputies, and employees of the county, except as prescribed, shall be fixed by the county board; to provide when certain changes in salaries shall become effective; to provide for salaries of probation officers judicially appointed as prescribed; to provide for salaries of certain county officers on and after the effective date of this act; to provide certain changes in the salaries of members of county boards; and to repeal the original section and also sections 23-1101, 23-1102, 23-1103, 23-1104, 23-1105, 23-1108.03, 23-1110, 23-1110.02, 23-1113.02, 23-1113.03, and 23-1113.04, Revised Statutes Supplement, 1951, sections 23-1106, 23-1107, 23-1108, 23-1108.01, and 23-1108.02, Revised Statutes Supplement, 1951, as amended by sections 1 to 5, Legislative Bill 55, Sixty-fifth Session, Nebraska State Legislature, 1953, section 23-1109, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 581, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 23-1110.01, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 191, Sixty-fifth Session, Nebraska State Legislature, 1953.

Whereupon the President stated: "All provisions of law relating to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 23:

Adams	Cole	Liebers	Pizer
Aufenkamp	Cramer	McNutt	Syas
Burney	Diers	Martin	Tvrdik
Carmody	Duis	Moulton	Vogel
Carpenter	Klaver	Nelson	Williams
Carson	Larkin	Peterson	

Voting in the negative, 17:

Anderson	Coffey	Hubka	Marvel
Beaver	Dooley	Kotouc	Person
Bridenbaugh	Fenske	Lillibridge	Shultz
Britt	Hill	McHenry	Wilson
Brown			

Not voting, 3:

Bixler	Brower	Lee
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 9. (Signed) Monroe Bixler

Members Excused

Messrs. Marvel and Duis were excused for the remainder of the day.

Approved by the Governor

June 12, 1953

The President, The Speaker
and Members of the Legislature

Gentlemen:

Governor Crosby has requested me to inform Your Honorable Body that on June 11, 1953, he approved L. B. 285, 286 and 592.

Respectfully submitted,

(Signed) Max A. Denney

Administrative Assistant

Mr. McNutt Presiding

LEGISLATIVE BILL 577. With emergency.

A bill for an act to amend sections 15-805, 16-675, 16-678, 17-545, 17-938, 17-957, 18-1005, 18-1203, 18-1204, 18-1205, 19-1302, 19-1402, 23-276, 23-344, 23-501, 23-801, and 23-804, Revised Statutes of Nebraska, 1943, sections 31-513, 31-540, 31-711, 39-211.01, 39-235, 39-236, 39-242, 39-243, 39-801, 39-847, 39-1002, 46-139, 46-1,127, 51-201, 51-316, 71-1611, 71-1629, 71-1629.01, 71-1629.02, 72-1005, 77-512, 77-516, 77-1605.01, 77-1605.02, 77-1627, 79-422, 79-471, 79-472, 79-477, 79-1614, and 86-402, Reissue Revised Statutes of Nebraska, 1943, sections 10-409, 14-514, 14-1026, 14-1317, 16-203, 16-688, 16-694, 16-702, 16-703, 17-506, 17-508.02, 17-529.01, 17-702, 17-703, 17-704, 17-718, 17-925.01, 17-955, 17-964, 18-501, 18-1201, 18-1503, 18-1505, 19-

2102, 23-120, 23-125, 23-320.05, 23-320.07, 23-343.11, 23-360, 23-918, 79-432, 79-506.03, and 79-1052, Revised Statutes Supplement, 1951, section 35-509, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 168, Sixty-fifth Session, Nebraska State Legislature, 1953, section 77-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 498, Sixty-fifth Session, Nebraska State Legislature, 1953, section 77-1605, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953, section 12-905, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 233, Sixty-fifth Session, Nebraska State Legislature, 1953, section 23-259, Revised Statutes Supplement, 1951, as amended by section 3, Legislative Bill 2, Sixty-fifth Session, Nebraska State Legislature, 1953, section 79-904, Revised Statutes Supplement, 1951, as amended by section 1, Legislative Bill 158, Sixty-fifth Session, Nebraska State Legislature, 1953, and section 80-102, Revised Statutes Supplement, 1951, as amended by section 7, Legislative Bill 112, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to revenue and taxation; to change the basis of assessment of property upon which maximum levies may be fixed as prescribed; to make changes in mill levies and in procedure and requirements in levying the same as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 39:

Adams	Carpenter	Kotouc	Person
Anderson	Carson	Larkin	Peterson
Aufenkamp	Coffey	Lee	Pizer
Beaver	Cole	Liebers	Shultz
Bixler	Cramer	Lillibridge	Syas
Bridenbaugh	Diers	McHenry	Tvrdik
Britt	Dooley	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Moulton	Wilson
Carmody	Klaver	Nelson	

Voting in the negative, 0.

Not voting, 4:

Brower	Duis	Hubka	Marvel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 89. With emergency.

A bill for an act relating to revenue and taxation; to restrict the amount of revenue that may be raised by a tax levy by the State of Nebraska or by any of its political subdivisions until two years after the effective date of this act, except as prescribed herein; to provide for an increase in the levy of taxes when the restriction as provided by this act will make the levy insufficient; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 33:

Adams	Cole	Kotouc	Person
Anderson	Cramer	Larkin	Pizer
Aufenkamp	Diers	Lee	Shultz
Beaver	Dooley	Lillibridge	Syas
Bixler	Fenske	McHenry	Tvrdik
Britt	Hill	Martin	Vogel
Burney	Hubka	Moulton	Williams
Carson	Klaver	Nelson	Wilson
Coffey			

Voting in the negative, 6:

Brown	Carpenter	McNutt	Peterson
Carmody	Liebers		

Not voting, 4:

Bridenbaugh	Brower	Duis	Marvel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Mr. President: Had I been present, I would have voted "aye" on L. B. 89. (Signed) Hal Bridenbaugh

LEGISLATIVE BILL 594.

A bill for an act to amend sections 39-7,116, 60-105, 60-106, 60-108, 60-305.02, 60-308, 60-332, 60-333, 60-556, 60-601, 60-615, and 60-617, Reissue Revised Statutes of Nebraska, 1943, and sections 23-357 and 83-123, Revised Statutes Supplement, 1951, relating to motor vehicles; to provide for destruction of motor vehicle registration receipts and filing cards pertaining to same over three years old; to provide for signal lamps or mechanical signal devices on certain motor vehicles as prescribed; to provide for assigning a motor number to a motor when a motor exchange is made; to provide for issuing a certificate of title where none has been previously issued for such motor vehicle in this state; to provide for identification numbers in indices filed in the office of the Department of Roads and Irrigation; to provide conditions for reciprocity of nonresident owners of trucks and buses; to provide for record of motor vehicles alphabetically by name in office of Department of Roads and Irrigation; to provide a registration fee for cabin trailers; to provide for an annual registration fee for corn shellers, well-drilling outfits, self-propelled cranes, and similar vehicles as prescribed; to provide for authorized representative of the Department of Roads and Irrigation to secure possession of suspended license or registration; to redefine terms for the purposes of this act; to provide when a motor vehicle dealer's license may be suspended or revoked by the administrator; to provide that the information required of dealers in selling motor vehicles be contained in one instrument, and that all such instruments be kept on file by the dealer; to provide for the purchase of materials, the manufacture of, and the delivery of license plates by the State Reformatory; to provide the duties of the motor vehicle division relative thereto; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Adams	Carpenter	Klaver	Person
Anderson	Carson	Kotouc	Peterson
Aufenkamp	Coffey	Lee	Pizer
Beaver	Cole	Liebers	Shultz
Bixler	Cramer	Lillibridge	Syas
Bridenbaugh	Diers	McHenry	Tvrdik
Britt	Dooley	McNutt	Vogel
Brown	Fenske	Martin	Williams
Burney	Hill	Moulton	Wilson
Carmody	Hubka		

Voting in the negative, 1:

Nelson

Not voting, 4:

Brower

Duis

Larkin

Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 493.

A bill for an act to amend section 32-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 439, Sixty-fifth Session, Nebraska State Legislature, 1953, sections 32-201, 32-404, 32-412, 32-413, 32-421, 32-422, 32-423, 32-424, 32-425, 32-428, 32-434, 32-437, 32-451, 32-453, 32-496, 32-498, 32-4,106, 32-504, 32-510, 32-513, 32-514, 32-515, 32-516, 32-522, 32-534, 32-535, 32-537, 32-538, 32-550, 33-137, and 70-615, Reissue Revised Statutes of Nebraska, 1943, section 32-420, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 148, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 32-509 and 32-511, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bill 196, Sixty-fifth Session, Nebraska State Legislature, 1953, relating to elections; to correct errors in and clarify provisions of the comprehensive recodification of Chapter 32, Revised Statutes of Nebraska, 1943, and amendments thereto, enacted by the Sixty-second Session of the Nebraska State Legislature; to increase the compensation of judges and clerks of election and the board of canvassers for the county in counties having a population of sixty thousand inhabitants or less; to redefine when a vacancy shall exist at general elections; to clarify and make changes in provisions in regard to vacancies; to permit school districts to contract with county election officials to conduct elections in such districts under the prescribed conditions; to make the prescribed changes in regard to ballots and what shall be placed thereon and corrections thereof; to change certain provisions in regard to election counting boards; to change certain provisions in regard to oaths and affirmations of election officials; to make changes in regard to petitions and applications for places on the ballot; to prohibit the counting of names written in for the office of delegate to a partisan county convention; to permit voting by a cross or other intelligible mark as prescribed; to change certain provisions as to notification of certain candidates as prescribed; to prescribe certain filing fees; to make certain

changes in regard to changes of political affiliations of electors; to eliminate voting for delegates to political state conventions and Superintendent of Public Instruction; to include in elections and upon ballots, election of the members of the State Board of Education; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Coffey	Kotouc	Person
Anderson	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Fenske	McNutt	Tvrdik
Brown	Hill	Martin	Vogel
Burney	Hubka	Moulton	Williams
Carmody	Klaver	Nelson	Wilson
Carson			

Voting in the negative, 0.

Not voting, 6:

Aufenkamp	Carpenter	Larkin	Marvel
Brower	Duis		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Tvrdik Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 9. Correctly enrolled.

LEGISLATIVE BILL 577. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed

L. B. 9

L. B. 577

Adjournment

At 12:06 p.m., on a motion by Mr. Bixler, the Legislature adjourned until 8:00 a.m., Saturday, June 13, 1953.

Hugo F. Srb

Clerk of the Legislature

ONE HUNDRED-THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska

Saturday, June 13, 1953

Pursuant to adjournment, the Legislature met at 8:04 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Brower, who was excused.

The Journal for the One Hundred Twelfth Day was approved.

Communications

Letter from U. S. Senator Dwight Griswold, Washington, D. C., acknowledging receipt of L. R. 38.

Letter from Edward F. Bottcher, President of Tri-County Road and Bridge Improvement Association, Inc., Talmage, Nebraska, relative to the use of Mail Route Funds by the counties.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 12, 1953, at 1:30 p.m.:

L. B. 9

(Signed) Joseph D. Martin, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 43.

L. R. 43 was adopted with 36 ayes, 0 nays and 7 not voting.

SUSPEND RULES—Consider Amendment to Rule 5

Mr. President: I move to suspend the rules and amend Rule 5, Section 3, by adding, after the word "Legislature" when it first appears in line 5, the following:

"Provided, that no member of the Intergovernmental Cooperation Committee shall be appointed to succeed himself on this committee." (Signed) Lester H. Anderson

The motion lost with 13 ayes, 13 nays and 17 not voting.

SUSPEND RULES—Consider Bills on Final Reading

Mr. President: I move that the rules be suspended and L. B. 243, 145 and 262 be considered on Final Reading at this time. (Signed) Herbert J. Duis

The motion prevailed with 37 ayes, 0 nays and 6 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 243. With emergency.

A bill for an act making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1953, and ending June 30, 1955; to prescribe conditions for the determination of the levy of the state taxes for the state General Fund; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Carson	Kotouc	Nelson
Anderson	Coffey	Larkin	Person
Aufenkamp	Cole	Lee	Peterson
Beaver	Cramer	Liebers	Pizer
Bixler	Diers	Lillibridge	Shultz
Bridenbaugh	Dooley	McHenry	Syas
Britt	Duis	McNutt	Tvrdik
Brown	Fenske	Martin	Vogel
Burney	Hill	Marvel	Williams
Carmody	Hubka	Moulton	Wilson
Carpenter	Klaver		

Voting in the negative, 0.

Not voting, 1:

Brower

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 145.

A bill for an act relating to procedure in the district court; to provide in all counties of the state a uniform method of selection of jurors; to make certain acts unlawful; to provide penalties; to provide for salaries and payment of expenses; to amend sections 25-1601, 25-1603, 25-1606, 25-1609, 25-1611, 25-1625, 25-1631, 25-1633, 25-1634, and 25-1636, Reissue Revised Statutes of Nebraska, 1943, section 25-1629, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 76, Sixty-fifth Session, Nebraska State Legislature, 1953, section 25-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 77, Sixty-fifth Session, Nebraska State Legislature, 1953, and sections 25-1626, 25-1627, and 25-1635, Revised Statutes Supplement, 1951; to repeal the original sections and also sections 25-1604, 25-1605, 25-1608, 25-1610, and 25-1613 to 25-1624, Reissue Revised Statutes of Nebraska, 1943, and Legislative Bill 75, Sixty-fifth Session, Nebraska State Legislature, 1953.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 37:

Adams	Carpenter	Hubka	Marvel
Anderson	Carson	Klaver	Moulton
Aufenkamp	Coffey	Kotouc	Nelson
Beaver	Cole	Larkin	Pizer
Bixler	Cramer	Liebers	Shultz
Bridenbaugh	Diers	Lillibridge	Syas
Britt	Dooley	McHenry	Tvrdik
Brown	Duis	McNutt	Vogel
Burney	Hill	Martin	Wilson
Carmody			

Voting in the negative, 5:

Fenske	Person	Peterson	Williams
Lee			

Not voting, 1:

Brower

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 262.

A bill for an act to amend sections 39-602, 39-603, 39-619, 39-621, 39-623, 39-631, 39-632, 39-722, 39-729, 39-735, 39-803.01, and 66-424, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide certain powers to the Department of Roads and Irrigation for abandoning, changing, and relocating highways; to provide for use of highway fund in each county; to permit the department to enter upon certain lands for the prescribed purposes; to provide for the payment of certain damages to such a landowner as prescribed; to make certain acts unlawful; to provide penalties; to provide for disposition of funds from sale of surplus material; to eliminate the provision for use of convict labor; to provide that the department shall be responsible for the preparation of all plans and specifications for construction of the state highway system; to provide for jurisdiction of warning signs, stop signs, and other safety devices or safety regulations on state highways routed and located through cities and villages as prescribed; to redefine load limit of motor vehicles and trailers; to provide for unloading of a vehicle when the weight of the vehicle and load is unlawful; to provide for restrictive use of highways

under certain climatic conditions as prescribed; to authorize the installation of traffic lights and traffic signals and the effect thereof; to provide for display of lights on public highways by vehicles as prescribed; to provide for posting the capacity of bridges; to provide for use of Gasoline Tax Fund on state highways and for costs of membership, test, and research of highway organizations; to provide for use of county roads and city and village streets as detours as prescribed; to change or clarify certain provisions with reference to the limitations of size or weight of motor vehicles; to provide for arriving at the distance between axles; to provide that certain limitations upon the size and weight of motor vehicles are supplemental as prescribed; and to repeal the original sections, and also sections 39-607, 39-620, 39-622, and 39-633, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 35:

Adams	Cramer	Larkin	Peterson
Aufenkamp	Diers	Lee	Pizer
Beaver	Dooley	Liebers	Shultz
Bixler	Duis	Lillibridge	Syas
Bridenbaugh	Fenske	McHenry	Tvrdik
Britt	Hill	McNutt	Vogel
Brown	Hubka	Martin	Williams
Burney	Klaver	Marvel	Wilson
Carpenter	Kotouc	Moulton	

Voting in the negative, 6:

Anderson	Carson	Nelson	Person
Carmody	Cole		

Not voting, 2:

Brower	Coffey
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—L. B. 262 and L. B. 114

Mr. President: I move that the Journal state that, where there might be a difference of opinion or a conflict between L. B. 262

and L. B. 114, it was the intent and desire of the Legislature that L. B. 114 supersede L. B. 262. (Signed) Dwight W. Burney

The motion prevailed.

Explanations of Vote

Mr. President: I wish to explain my change of vote on L. B. 114 by saying I became convinced that the penalty section would tend to discourage truckers taking advantage of the tolerance granted. No one, in or out of the Legislature, asked me to change my vote. (Signed) Glenn Cramer

Mr. President: Had I been present when the vote was taken, I would have voted "aye" on L. B. 577, 594 and 493, and "nay" on L. B. 89. (Signed) Richard D. Marvel

Invitation

Mr. Tvrdik announced that the Members were invited to a luncheon at the Student Union, University of Nebraska, after adjournment today, as guests of Boys' State.

Appreciation

Mr. Hubka read a telegram from his son-in-law and daughter, Charles and Mary Mohrman, expressing their sincere thanks for the wedding present given to them by the Members.

RESOLUTIONS

LEGISLATIVE RESOLUTION 45. Re: Expression of Wishes for Speedy Recovery to Reverend Leonard L. Chambers.

Introduced by Arthur Carmody of Hitchcock and Charles F. Tvrdik of Douglas.

WHEREAS, Reverend Leonard L. Chambers, a former Chaplain of the Nebraska State Legislature is in St. Elizabeth Hospital, and

WHEREAS, Reverend Leonard L. Chambers was a guiding light to members of the Legislature during the time he served as Chaplain.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That the members of the Legislature by this Resolution express to Reverend Leonard L. Chambers their sincere wishes for a speedy recovery.

Unanimous Consent—Adopt Resolution

Mr. Carmody asked unanimous consent that L. R. 45 be adopted.

Consent was granted, and L. R. 45 was adopted unanimously.

LEGISLATIVE RESOLUTION 46. Re: Memorial to Former Members of the Legislature Who Are Now Deceased.

Introduced by Charles F. Tvrdik of Douglas.

WHEREAS, we are born, we live, and we die, and

WHEREAS, as we meet today we find that the Almighty Father has taken into His charge many of our former members, who will not return from their glorious resting place, and

WHEREAS, those former members who are peaceably resting in that glorious abode above be assured that their efforts are being preserved and their memories are being cherished.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN SIXTY-FIFTH SESSION ASSEMBLED:

1. That we pause in our deliberations and stand in silent tribute to the memories of Victor Anderson, James A. Axtell, W. B. Banning, Charles F. Beushausen, C. M. Brown, J. H. Buhrman, Harry F. Burnham, Edward S. Davis, Martin W. Dimery, C. E. Frank, John R. Henry, Edgar Howard, John R. Hughes, Charles E. Jackman, J. M. Johnson, Knud C. Knudson, Ivan H. Mattson, Charles H. Meacham, Jr., L. C. Nuernberger, Henry Pickett, C. E. Sandall, James W. Smallwood, Charles C. Smith, C. V. Svoboda, Lloyd C. Thomas, William P. Warner, Frank Wells, W. H. Weston, and Kenneth S. Wherry, who have preceded us here and who, by their labors, helped to mold the institutions and traditions which we now seek to preserve and perpetuate.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to each of the families of the deceased members above named as an expression of our respect for the deceased and our sympathy for the bereaved.

Unanimous Consent—Adopt Resolution

Mr. Tvrdik asked unanimous consent that L. R. 46 be adopted.

Consent was granted, and L. R. 46 was adopted unanimously.

Visitors

Mr. Carpenter introduced his wife and his son, Michael, and a friend, Major Calven Beebe.

Mr. Tvrdik recognized wives of the Governor, Lieutenant Governor and Members of the Legislature who were present.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 13, 1953, at 8:45 a.m.:

L. B. 453

L. B. 577

L. B. 595

LEGISLATIVE BILL 89. Correctly enrolled.
LEGISLATIVE BILL 493. Correctly enrolled.
LEGISLATIVE BILL 594. Correctly enrolled.
LEGISLATIVE BILL 145. Correctly enrolled.
LEGISLATIVE BILL 262. Correctly enrolled.
LEGISLATIVE BILL 243. Correctly enrolled.

(Signed) Joseph D. Martin, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed

L. R. 43

L. B. 89

L. B. 145

L. R. 45

L. B. 493

L. B. 262

L. R. 46

L. B. 594

L. B. 243

Appreciation

Mr. Adams expressed appreciation to Mr. Tvrdik for his guidance and leadership during the Session.

Mr. Tvrdik thanked Mr. Adams for his kind remarks.

Visitors

President Warner introduced Charles Robert Larson, Lieutenant Governor of Boys' State, and Dwain L. Eckberg, Speaker of the Boys' State Legislature, both from Omaha, Nebraska.

MOTION—Group Picture

Mr. President: I move that the University be requested and authorized to place a group picture of the members of the Sixty-fifth Session in the West Lounge, and that the Legislature express its appreciation for this service. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Express Appreciation to Broadcasting Stations

Mr. President: I move that this body express its thanks and appreciation to the broadcasting stations for broadcasting our actions to the citizens of the State. (Signed) Tom Coffey

The motion prevailed.

MOTION—Express Appreciation to Press

Mr. President: I move that a standing vote of thanks be given to the newspapers and the press associations for their accuracy and fairness in reporting to the people of our State, the activities of this Session of the Legislature. (Signed) Terry Carpenter

The motion prevailed.

MOTION—Express Appreciation to Officers and Employees

Mr. President: I move that we, the Members of the Sixty-fifth Session of the Nebraska Legislature, express our appreciation for the faithful conduct and courteous manner in which all of the elective officers of the Legislature and the employees of the Legislature have performed their duties during this session, and that this motion be spread upon the records of the Legislature. (Signed) John E. Beaver

The motion prevailed.

Appreciation

June 12, 1953

Members of the Legislature,
Lincoln, Nebr.

Dear Senators:

The writer wants to express his appreciation to each of you for your many courtesies during the session. My special thanks go to Senator Joseph Martin, the chairman of the Enrollment and Review Committee, for his help and cooperation. I also want to thank Mr. John J. Wilson and his assistants in Bill Drafting, Mrs. Jo Fisher and others in the engrossing room, Mr. Hugo Srb, Clerk of the Legislature, and his staff, and other employees of the Legislature for help in many ways, including especially the employees in my office.

We have had some good times together and made some wonderful friendships. I trust that all of you have good health and happiness.

Sincerely,

(Signed) Clarence M. Davis

Legal Advisor and Attorney
for the Committee on
Enrollment and Review.

James A. Rivers, Page, expressed his appreciation for the kindnesses shown to him and for the gift presented to him.

Appreciation

Mr. President: The elective officers and employees of the Sixty-fifth Session hereby express their appreciation for the privilege of serving this Legislature and for the courtesies extended to them by each and every member. (Signed) Hugo F. Srb, Clerk of the Legislature

MOTION—Present Flag

Mr. President: I move that the flag displayed on the staff above the Legislative Chamber be delivered to the State Historical Society to be kept permanently. (Signed) Herbert J. Duis

The motion prevailed.

MOTION—Mailing of Permanent Journal

Mr. President: I move that the Clerk of the Legislature be instructed to send each Member of the Legislature, and to each authorized member of the Press assigned to the Legislature for the Sixty-fifth Session, a copy of the permanent Legislative Journal of the Sixty-fifth Session, when completed; and that the proper officers of the Legislature be authorized to issue vouchers against the fund provided for Incidental Expenses of the Sixty-fifth Session of the Nebraska Legislature in payment of necessary postage or express and necessary wrapping material for sending said Legislative Journals to Members of the Legislature and that the Press and the members of the Legislature be allowed to keep their Statutes and Supplements. (Signed) Earl J. Lee

The motion prevailed.

MOTION—Mailing Separates to Members

Mr. President: I move that the Clerk be directed to send to each member of the Legislature a file of the bills passed, as soon as printed, and that the expense in so doing be paid out of the Incidental Expense Appropriation. (Signed) John Aufenkamp

The motion prevailed.

MOTION—Retain Help

Mr. President: I move that the Clerk of the Legislature be directed to retain such help as may be required to check the bills,

supplies, legislative chamber furniture, and otherwise complete the business of the office for the Sixty-fifth Session of the Legislature, and to employ such help as is necessary during the interim. (Signed) Tom Dooley

The motion prevailed.

MOTION—File Bills and Records

Mr. President: I move that the Chairman of each standing committee be requested to file with the Clerk of the Legislature any bills and standing committee records remaining in his possession, so that a proper record may be made of the final disposition of such bills. (Signed) Dwight W. Burney

The motion prevailed.

MOTION—Print Rules

Mr. President: I move that the Clerk be authorized to have a revised copy of the Rules and Index printed. (Signed) Glenn Cramer

The motion prevailed.

MOTION—Present Gavel

Mr. President: I move that Speaker Charles F. Tyrdik be presented with a gavel, an emblem of his serving as a fair and impartial presiding officer. (Signed) Karl E. Vogel

The motion prevailed.

Appreciation

Speaker Tyrdik expressed his appreciation for the gavel presented to him by the Legislature.

MOTION—Gavel to Lieutenant Governor

Mr. President: I move that our Lieutenant Governor, Charles J. Warner, be presented with the gavel used during the Sixty-fifth Session of the Nebraska Legislature. (Signed) Richard D. Marvel

The motion prevailed.

MOTION—Present Flags

Mr. President: I move that as evidence of our sincere appreciation of our presiding officers for the fair and impartial performance of their duties, we obtain United States flags, similar to those previously used for such occasions, and present one to Lieutenant Governor Charles J. Warner and the other to Speaker Charles F. Tyrdik. (Signed) Monroe Bixler

The motion prevailed.

Appreciation

Lieutenant Governor Charles J. Warner spoke in appreciation of the cooperation shown him as presiding officer of the Legislature, and thanked the members for the flag and gavel presented to him.

MOTION—Thanks to Lieutenant Governor

Mr. President: I move that a rising vote of thanks be extended to our Lieutenant Governor, Charles J. Warner, for the fair, impartial and pleasing manner in which he has presided over this Legislative Body and the expeditious method he has consistently followed in assisting us to discharge the duties and responsibilities of this Sixty-fifth Session of the Legislature. (Signed) John Adams, Sr.

The motion prevailed.

MOTION—Committee to Notify Governor

Mr. President: I move that a committee of five be appointed to wait upon the Governor to advise him that the Legislature has completed its work and is ready to adjourn, and ask him if he has any further message for the Legislature. (Signed) Harry L. Pizer

The motion prevailed.

Committee Appointed

The President appointed the following committee to escort the Governor into the Chamber: Pizer, Chairman; Wilson, Nelson, Shultz and Liebers.

The Committee returned with Governor Robert B. Crosby, who addressed the Legislature.

The Committee escorted the Governor from the Chamber.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor

Presented to the Governor for approval on June 13, 1953, at 10:40 a.m.:

L. B. 89
L. B. 145

L. B. 243
L. B. 262

L. B. 493
L. B. 594

(Signed) Joseph D. Martin, Chairman

Adjournment

Mr. President: I move that the Journal for the One Hundred Thirteenth Day as prepared by the Clerk, be approved and the Sixty-fifth Session of the Legislature, having finished all business before it, now (11:09 a.m.) adjourn sine die. (Signed) Lester H. Anderson

The motion prevailed.

Hugo F. Srb

Clerk of the Legislature

CERTIFICATE

I, Hugo F. Srb, Clerk of the Legislature, hereby certify that the foregoing is a true and correct copy of the Legislative Journal of the Sixty-fifth Session of the Legislature of the State of Nebraska, convened and held in the city of Lincoln, State of Nebraska, January 6, 1953 to June 13, 1953.

(Signed) Hugo F. Srb
Clerk of the Legislature

March 1, 1954
Lincoln, Nebraska

LEGISLATIVE BILLS**Approved After Adjournment**

The following Legislative Bills were approved by the Governor after adjournment:

June 13, 1953

Legislative Bill	9	Legislative Bill	481
Legislative Bill	89	Legislative Bill	493
Legislative Bill	145	Legislative Bill	577
Legislative Bill	243	Legislative Bill	594
Legislative Bill	262	Legislative Bill	595
Legislative Bill	453		