

STATE OF IOWA
1928

Journal of the House

OF THE

Forty-second General Assembly

SPECIAL SESSION
CONVENED MARCH 5, 1928
ADJOURNED MARCH 14, 1928

JOHN HAMMILL, Governor
L. V. CARTER, Speaker of the House
HOWARD A. MATHEWS, Speaker Pro Tempore
CLEM F. KIMBALL, President of the Senate

Published by
THE STATE OF IOWA
Des Moines

FORTY-SECOND GENERAL ASSEMBLY SPECIAL SESSION

OFFICERS OF THE HOUSE

L. V. CARTER, Speaker of the House.....	Lawn Hill
HOWARD A. MATHEWS, Speaker Pro Tempore.....	Danville
A. C. GUSTAFSON, Chief Clerk.....	Des Moines
PETER WELSH, Assistant Clerk.....	Des Moines
H. S. DUGAN, Reading and Engrossing Clerk.....	Des Moines
CATHERINE A. ROBERTS, Enrolling Clerk.....	Des Moines
ANNA STILWELL, Assistant Enrolling Clerk.....	Waukon
MARGARET CANFIELD, Journal Clerk.....	Des Moines
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WALTER R. COOK, Assistant Sergeant-at-Arms.....	Wadena
ANN MARR, Speaker's Clerk.....	Des Moines
MADLINE BURROWS, Chief Clerk's Clerk.....	Des Moines

ELECTIVE STATE OFFICERS
 Official Address—Des Moines, Iowa

Name	Office	Address
John Hammill.....	Governor.....	Britt
Clem F. Kimball.....	Lieutenant Governor.....	Council Bluffs
Ed. M. Smith.....	Secretary of State.....	Winterset
J. W. Long.....	Auditor of State.....	Ames
Ray E. Johnson.....	Treasurer of State.....	Muscatine
Mark G. Thornburg.....	Secretary of Agriculture.....	Emmetsburg
John Fletcher.....	Attorney General.....	Des Moines
Charles Webster.....	Railroad Commissioner.....	Waucoma
Fred P. Woodruff.....	Railroad Commissioner.....	Knoxville
B. M. Richardson.....	Railroad Commissioner.....	Cedar Rapids
Agnes Samuelson.....	Supt. Public Instruction.....	Shenandoah
William D. Evans.....	Judge Supreme Court.....	Hampton
Truman S. Stevens.....	Judge Supreme Court.....	Hamburg
E. G. Albert.....	Judge Supreme Court.....	Jefferson
E. A. Morling.....	Judge Supreme Court.....	Emmetsburg
Lawrence DeGraff.....	Judge Supreme Court.....	Des Moines
F. F. Paville.....	Judge Supreme Court.....	Ft. Dodge
Henry F. Wagner.....	Judge Supreme Court.....	Sigourney
J. W. Kindig.....	Judge Supreme Court.....	Sioux City

MEMBERS OF THE SENATE
 Forty-second General Assembly—Special Session

Name	County	Name	County
Baird, W. S.....	Pottawattamie	Kern, Charles B.....	Warren
Beatty, Frank M.....	Keokuk	Kimberly, D. W.....	Scott
Benson, C. A.....	Clayton	Klemme, Wm. H.....	Winneshiek
Bergman, A. H.....	Jasper	Lange, Otto F.....	Dubuque
Booth, Charles D.....	Shelby	Langfitt, John N.....	Adair
Breakenridge, W. J.....	Palo Alto	McFarlane, Arch W.....	Black Hawk
Brookins, A. T.....	Chickasaw	McLeland, Wm. E.....	Marshall
Browne, Charles Steere.....	Jackson	Merritt, J. G.....	Carroll
Brush, S. A.....	Tama	Mills, Redfield C.....	Dallas
Campbell, Ed. H.....	Ida	Moen, T. E.....	Lyon
Carden, William.....	Henry	Ramsey, John M.....	Butler
Cavanaugh, E. E.....	Webster	Rigby, Charles L.....	Cedar
Clark, C. F.....	Linn	Roberts, H. Guy.....	Ringgold
Clark, W. A.....	Marion	Shaft, J. O.....	Clinton
Clearman, Geo. M.....	Johnson	Shane, Frank.....	Wapello
Cochrane, Wm.....	Montgomery	Shinn, A. J.....	Harrison
Dotts, A. G.....	Wayne	Skromme, Lars J.....	Story
Ellis, Lloyd.....	Appanoose	Slemmons, Geo. F.....	Buchanan
Fackler, S. E.....	Adams	Stanley, F. C.....	Mahaska
Frailey, Joseph R.....	Lee	Stoddard, Bertel M.....	Woodbury
Fulton, Charles J.....	Jefferson	Thompson, Ralph U.....	Muscatine
Gilchrist, F. C.....	Pocahontas	Topping, Clyde H.....	Des Moines
Gunderson, O. E.....	Winnebago	Ulstad, Oscar.....	Wright
Hartman, Geo. S.....	Fayette	Wilson, Denver L.....	Page
Johnston, C. F.....	Franklin	Wilson, Geo. A.....	Polk

MEMBERS OF THE HOUSE—FORTY-SECOND GENERAL ASSEMBLY—SPECIAL SESSION

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MEMBERS OF THE HOUSE

Name	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Aiken, John H.	Ida Grove	52	Farmer	Rep.	59	Ida	39, 40, 40 Ex., 41, 42
Akin, Louis L.	Carroll	37	Farmer	Rep.	55	Carroll	42
Allen, Byron G.	Pocahontas	26	Farm Management Student	Rep.	77	Pocahontas	42
Anderson, C. C.	Villisca	54	Farmer	Rep.	12	Montgomery	41, 42
Bair, J. Park	Storm Lake	63	Farmer	Rep.	78	Buena Vista	42
Barnes, Solon A.	Eagle Grove	50	Retired Banker	Rep.	75	Wright	42
Bauer, J. C.	Washington	59	Farmer	Rep.	23	Washington	41, 42
Berry, Henry S.	Albia	67	Farmer	Rep.	17	Monroe	39, 40, 40 Ex., 41, 42
Bixler, John M.	Corning	59	Farmer	Rep.	13	Adams	41, 42
Blackford, A. V.	Bonaparte	55	Merchant, Farmer, Banker	Rep.	2	Van Buren	41, 42
Blythe, Fred R.	Williamsburg	37	Farmer	Rep.	40	Iowa	41, 42
Buchmiller, Richard M.	Jefferson	47	Farmer	Rep.	54	Greene	42
Bush, Charles C. R.	Washta	45	Farmer	Dem.	79	Cherokee	42
Carter, L. V.	Lawn Hill	48	Farmer	Rep.	64	Hardin	39, 40, 40 Ex., 41, 42
Charlton, Clyde B.	Des Moines	28	Lawyer	Rep.	37	Polk	42
Christophel, Geo. W.	Waverly	46	Farmer and Dairyman	Rep.	72	Bremer	41, 42
Cole, C. G.	Greeley	37	Farmer	Rep.	68	Delaware	41, 42
Cole, E. J.	Woodbine	62	Physician	Dem.	32	Harrison	40, 40 Ex., 42
Copeland, Harry F.	Waukeo	50	Farmer	Dem.	36	Dallas	42
Craig, Coy	Hartford	67	Farmer	Rep.	27	Warren	41, 42
Crozier, William H.	Oskaloosa	56	Farmer	Rep.	25	Mahaska	41, 42
Eckles, R. B.	Aplington	51	Farmer	Rep.	73	Butler	41, 42
Eden, John	Calamus	57	Retired Farmer	Rep.	45	Clinton	41, 42
Elliott, E. A.	Des Moines	59	Minister	Rep.	37	Polk	41, 42
Fleming, Jas. D.	Deloit	43	Farmer	Rep.	56	Crawford	41, 42
Forsling, L. B.	Sioux City	37	Lawyer	Rep.	58	Woodbury	39, 40, 40 Ex., 41, 42
Gilmore, William T.	Tipton	70	Retired Business Man and Banker	Rep.	44	Cedar	39, 40, 40 Ex., 42
Greene, Harry M.	Avoca	45	Farmer	Rep.	31	Pottawattamie	42
Grimwood, E. A.	Oxford Jct.	63	Retired Druggist	Rep.	47	Jones	39, 40, 40 Ex., 41, 42
Griswold, David M.	Winterset		Former County Official	Rep.	28	Madison	42
Hager, J. H.	Waukon	56	Impl. and Auto Dealer	Rep.	90	Allamakee	41, 42
Hagglund, Lenus	Essex	63	Farmer	Rep.	9	Page	42
Hale, John F.	Le Roy, Minn.	56	Farmer and Banker	Rep.	92	Howard	42
Hammer, M. R., Jr.	Newton		Lawyer	Dem.	38	Jasper	
Haney, Roy	Glenwood	49	Real Estate and Exchange	Rep.	11	Mills	41, 42
Hansen, John T.	Davenport	66	Farmer	Rep.	43	Scott	36, 37, 38, 39, 40, 40 Ex., 41, 42
Hanson, H. N.	Leland	51	Farmer	Rep.	95	Winnebago	41, 42
Harrison, F. M.	Osceola	46	Farmer	Rep.	15	Clarke	41, 42
Hattendorf, H. C.	Ocheyedan	60	Farmer	Rep.	98	Osceola	40, 40 Ex., 41, 42
Hayes, J. M.	Dubuque			Dem.	69	Dubuque	

Heald, J. M.	Nashua	66	Farmer	Rep.	89	Chickasaw		42
Held, G. E.	Hinton	50	Farmer	Rep.	80	Plymouth	39, 40, 40 Ex.	41, 42
Helgason, E. O.	Armstrong			Rep.	96	Emmet		
Hempel, J. G.	Elkader	66	Clothier	Rep.	70	Clayton	39, 40, 40 Ex.	41, 42
Hill, Lafa.	Nora Springs	61	Editor and Publisher	Rep.	88	Floyd		41, 42
Hines, F. A.	Gravity	46	Veterinarian	Rep.	8	Taylor		42
Hollingsworth, Frank	Boone	54	Lawyer	Rep.	53	Boone		42
Hollis, C. A.	Cedar Falls	60	Farmer	Rep.	66	Black Hawk		40, 41, 42
Hopkins, Geo. M.	Guthrie Center	61	Farmer	Rep.	35	Guthrie		42
Hubbard, Wilbur F.	Neola	40	Farmer	Rep.	31	Pottawattamie		41, 42
Huff, Chas. W.	Massena	54	Farmer	Rep.	30	Cass	39, 40, 40 Ex.	41, 42
Hunt, Ralph R.	Oakville	48	Farmer, Lawyer	Rep.	22	Louisa		42
Ickis, Frank D.	Creston	54	Farmer	Rep.	14	Union		42
Istad, A. T.	Decorah	65	Retired Farmer	Rep.	91	Winneshiek		42
Johnson, Francis	Terril	37	Farmer	Rep.	97	Dickinson	40, 40 Ex.	41, 42
Johnson, J. H.	Knoxville	49	Lawyer	Rep.	26	Marion		41, 42
Johnson, Raymond	Richland	51	Veterinarian	Rep.	24	Keokuk		42
Kennedy, J. P.	Montrose	62	Lawyer	Rep.	1	Lee		42
Kennedy, W. S.	Farmington	48	Farmer	Rep.	1	Lee		41, 42
Kent, John W.	Chariton	60	Farmer	Rep.	16	Lucas		41, 42
King, James A.	Spencer	51	Farmer	Rep.	83	Clay	40, 40 Ex.	41, 42
Kline, John F.	Bloomfield	54	Merchant	Dem.	3	Davis		42
Knudson, Irving H.	Ellsworth	31	Auctioneer and Banker	Rep.	63	Hamilton		41, 42
Knutson, Clarence	Clear Lake	40	Hardware Merchant	Rep.	87	Cerro Gordo	40, 40 Ex.	41, 42
Krouse, Theo.	Allerton	46	Farmer	Dem.	5	Wayne		42
Laughlin, E. P.	Imogene	46	Farmer	Dem.	10	Fremont		42
Lichty, E. M.	Waterloo	60	Farmer	Rep.	66	Black Hawk	40, 40 Ex.	41, 42
Lovrien, Fred C.	Humboldt	50	Lawyer	Rep.	76	Humboldt	40, 40 Ex.	41, 42
McCaulley, Marion R.	Lake City	31	Lawyer	Rep.	61	Calhoun		41, 42
McCrath, Azel	Brooklyn	30	Auctioneer and Editor	Rep.	39	Poweshiek		42
McIntosh, John E.	West Liberty	59	Lawyer	Rep.	42	Muscatine		42
McMillan, J. E.	Vinton	67	Farmer	Rep.	49	Benton		42
Martin, Theodore	Green Island	45	Farmer	Rep.	46	Jackson		41, 42
Mathews, Howard A.	Danville	61	Farmer	Rep.	21	Des Moines	40, 40 Ex.	41, 42
Maxfield, Glenmore	Marshalltown	49	Farmer	Rep.	51	Marshall		41, 42
Miller, Geo. E.	Harlan		Farmer and Stockman	Dem.	33	Shelby	40, 40 Ex.	41, 42
Nagle, Lee	Iowa City	58	Lumberman	Rep.	41	Johnson		29, 42
Nelson, C. H.	Garner	68	Farmer	Rep.	86	Hancock		42
Oliver, C. G.	Onawa	62	Farmer	Rep.	57	Monona	40, 40 Ex.	41, 42
Ontjes, O. A.	Holland	50	Banker	Rep.	65	Grundy	39, 40, 40 Ex.	42
Patterson, George W.	Burt	40	Farmer	Rep.	85	Kossuth	40, 40 Ex.	41, 42
Pattison, H. C.	Fairfield	59	Farmer	Rep.	19	Jefferson		42
Richard, Ralph C.	Sioux City	32	Lawyer	Rep.	58	Woodbury		41, 42
Quirk, L. T.	Wall Lake	53	Farmer	Rep.	60	Sac	40, 40 Ex.	41, 42
Ratliff, Z. S.	Mt. Pleasant	64	Farmer and Banker	Rep.	20	Henry		41, 42
Reimers, Otto J.	Rock Rapids	49	Farmer	Dem.	99	Lyon		41, 42
Rice, D. Fulton	Centerville	38	Lawyer	Dem.	4	Appanoose		41, 42
Roberts, J. W.	Greenfield	66	Farmer	Rep.	29	Adair		41, 42
Rust, Heike A.	Sheffield	40	Farmer	Rep.	74	Franklin	40, 40 Ex.	41, 42

MEMBERS OF THE HOUSE—FORTY-SECOND GENERAL ASSEMBLY—SPECIAL SESSION—Continued

Name	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Rutledge, Reyburn L.	Ft. Dodge	39	Farmer	Rep.	62	Webster	42
Ryder, John	Dubuque	59	Real Estate	Dem.	69	Dubuque	41, 42
Saunders, Wm. E. G.	Emmetsburg	62	Real Estate, Farming	Rep.	84	Palo Alto	40, 40 Ex., 41, 42
Simmer, Leonard	Ottumwa	37	Lawyer	Rep.	18	Wapello	41, 42
Smith, G. W.	Paullina	60	Farmer	Rep.	82	O'Brien	41, 42
Springer, M. F.	Leon	57	Farmer	Dem.	6	Decatur	40, 42
Stepanek, W. H.	Cedar Rapids	59	Merchant	Rep.	48	Linn	41, 42
Torgeson, Samuel R.	Joice	35	Banking	Rep.	94	Worth	41, 42
Thomas, E. B.	Audubon	43	Farmer	Rep.	34	Audubon	41, 42
Thompson, Thore	Wadena	50	Farmer	Rep.	71	Fayette	41, 42
Troup, Martin H.	Maxwell	50	Loans and Investments	Rep.	52	Story	41, 42
Truax, John B.	Independence	68	Abstractor	Rep.	67	Buchanan	41, 42
Vaughn, D. A.	Benton	55	Farmer	Rep.	7	Ringgold	41, 42
Venard, Geo. L.	Hawarden	67	Farmer and Stockman	Rep.	81	Sioux	40, 40 Ex., 41, 42
Wagner, Joseph	Davenport	44	Real Estate, Insurance	Rep.	43	Scott	41, 42
Walrod, Warren	De Witt	56	Farmer	Rep.	45	Clinton	41, 42
Wamstad, Brede	Osage	49	Farmer	Rep.	93	Mitchell	39, 40, 40 Ex., 42
Wilson, W. Walter	Traer	58	Retired Farmer	Rep.	50	Tama	40, 40 Ex., 41, 42
Wolfe, Thomas L.	Mt. Vernon	55	Physician	Rep.	48	Linn	39, 40, 40 Ex., 41, 42

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 5, 1928.

Pursuant to the proclamation of the Governor convening the Forty-second General Assembly in extra session, the House was called to order at 10 o'clock a. m., by Hon. E. A. Elliott of Polk County, with A. C. Gustafson acting as Chief Clerk.

Prayer was offered by Rev. A. W. Armstrong of Perry, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Carter of Hardin indefinitely on account of illness on request of Wilson of Tama.

Blythe of Iowa for today on account of illness, on request of Wilson of Tama.

PROCLAMATION BY THE GOVERNOR

To the Senate and House of Representatives of the Forty-second General Assembly:

Whereas, A substantial majority of the membership of the Senate and House of Representatives of the Forty-second General Assembly have petitioned the Governor to call a Special Session of the legislature of the State of Iowa in 1928 to enact a law providing for the submission of a State bond issue of \$100,000,000.00 for a vote of the people; and,

Whereas, The said legislators have expressed themselves that they deem such action advisable and necessary in order that such bond issue may be voted upon by the people at the General Election in November, 1928, and have declared that an extraordinary session is necessary in order that a comprehensive program for the improvement of the primary road system may be carried on efficiently, economically and in the best interests of the people of the State; and,

Whereas, Said legislators have pledged themselves in good faith that they will oppose and vote against the consideration of any other legislation and that they will endeavor to get such bill adopted and adjourn a special session, should one be called in the shortest possible time and in no event to exceed six days after convening; and,

Whereas, In view of the foregoing situation an extraordinary occasion exists within the contemplation of Section 11, Article IV, of the Constitution: Now

Therefore, I, John Hammill, Governor of Iowa, do hereby convene the Forty-second General Assembly in special session commencing on Monday, March 5, 1928, at 10:00 o'clock in the morning for the purpose of passing an act providing for the submission to the people of the State of Iowa at the general election to be held in November, 1928, the question of the adoption of a law as aforesaid.

In Testimony Whereof, I have hereunto affixed my signature and an impression of the Great Seal of the State of Iowa.

Done at Des Moines, this 2nd day of February, A. D. 1928.
(SEAL) By the Governor:

W. C. RAMSAY, *Secretary of State.*
JOHN HAMMILL, *Governor.*

ELECTION OF SPEAKER PRO TEMPORE

W. S. Kennedy of Lee nominated the Hon. Howard A. Mathews, of Des Moines County, as Speaker pro tempore for the extra session, preceding such nomination with the following remarks:

We have met here today under most unusual and saddened circumstances. At the last convocation of this body, in all the vigor of his supreme health and personality, our Speaker, L. V. Carter, was presiding over this House. No member who had the pleasure and privilege of serving under his speakership fails to realize at this time the irreparable loss of his absence here today and all of us join in the heartfelt hope and prayer for his speedy recovery.

Yet, time and the processes of human and legislative necessities and deliberations must go on. Therefore, it becomes necessary at this time to select from our membership someone to preside over this body at this extra session. I believe it is the unanimous opinion of the members of this body that the Speaker pro tempore of the regular session of the Forty-second General Assembly preside over this body at this extra session. I, therefore, place in nomination for the position of Speaker pro tempore of this extra session of the Forty-second General Assembly, the name of Howard A. Mathews of Des Moines County. I move that he be elected by acclamation.

Mr. Mathews was unanimously elected as speaker pro tempore for the extra session, and Mr. Kennedy was requested to escort the newly elected speaker pro tempore to the chair.

The oath of office was administered to Mr. Mathews by acting Chief Clerk A. C. Gustafson.

The roll was called to ascertain the presence of a quorum.

Those present were, 97.

Aiken of Ida	Blackford	Eckles	Hagglund
Akin of Carroll	Buchmiller	Eden	Hale
Allen	Bush	Elliott	Haney
Anderson	Christophel	Fleming	Hansen
Bair	Cole of Delaware	Forsling	Hanson
Barnes	Cole of Harrison	Gilmore	Hattendorf
Bauer	Copeland	Grimwood	Heald
Berry	Craig	Griswold	Held
Bixler	Crozier	Hager	Hempel

Hill	Kennedy, J. P.	Maxfield	Simmer
Hines	Kennedy, W. S.	Miller	Smith
Hollingsworth	Kent	Nagle	Springer
Hollis	King	Nelson	Stepanek
Hopkins	Kline	Oliver	Thomas
Hubbard	Knudson	Ontjes	Thompson
Huff	Knutson	Patterson	Torgeson
Hunt	Krouse	Prichard	Troup
Ickis	Laughlin	Quirk	Truax
Istad	Lichty	Ratliff	Vaughn
Johnson	McCaulley	Reimers	Venard
of Dickinson	McIlrath	Rice	Wagner
Johnson	McIntosh	Roberts	Walrod
of Keokuk	McMillan	Rutledge	Wamstad
Johnson	Martin	Ryder	Wilson
of Marion	Mathews	Saunders	Wolfe

Those absent were, 8.

Blythe	Greene	Lovrien	Rust
Charlton	Harrison	Pattison	Mr. Speaker

CREDENTIALS OF NEW MEMBERS

Hon. E. O. Helgason of Armstrong, presented his certificate of election as member-elect to the House of Representatives of the Forty-second General Assembly from 96th representative district of Iowa to fill the unexpired term of the Honorable R. B. Crone, deceased.

Hon. M. R. Hammer, Jr., of Newton, presented his certificate of election as member-elect to the House of Representatives of the Forty-second General Assembly from the 38th representative district of Iowa to fill the unexpired term of the Honorable George W. Edge, deceased.

Hon. J. N. Hayes of Dubuque, presented his certificate of election as member-elect to the House of Representatives of the Forty-second General Assembly from the 69th representative district of Iowa to fill the unexpired term of the Honorable T. J. O'Donnell, resigned.

On motion of Hill of Floyd the credentials of these gentlemen were accepted and they were declared to be the duly elected representatives from their respective districts and entitled to seats in the House of Representatives.

They presented themselves at the desk of the Chief Clerk and took and subscribed to the following oath of office:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa and that I will faithfully and impartially perform the duties of the office of representative in the General Assembly of Iowa according to law and to the best of my ability, so help me God.

ELECTION OF OFFICERS AND EMPLOYEES

On motion of Saunders of Palo Alto, A. C. Gustafson was elected permanent Chief Clerk of the House.

Knutson of Cerro Gordo moved that the following list of officers and employees be elected for the extra session:

Assistant Chief Clerk—Pete Welsh.

Reading and Engrossing Clerk—H. S. Dugan.

Journal Clerks—Margaret Canfield, Georgia Miller.

Enrolling Clerks—Catherine Roberts, Anna Stilwell.

Sergeant-at-Arms—Oley Nelson.

Assistant Sergeant-at-Arms—Walter R. Cook.

Postmistress—Christyna Callison.

Bill and File Clerk—Charles Lindenau.

Assistant Electrician—Karl Ringland.

Doorkeepers—A. J. Reichart, Victor Lindquist, A. J. Crail, W. D. Wallace, Lawrence Gustafson, C. Hamilton, E. P. Tayler, J. F. Baker.

Chief Janitor—Henry McCraven.

Assistant Janitors—Louis Jackson, Geo. Hull.

Telephone Messenger—Lowell Konkright.

Pages—Henry Gimbert, Harlan Wisdom, Harold White, Gerald Goodell, Milton Moore.

Motion adopted, and the designated officers and employees assembled at the desk and took and subscribed to the required oath of office.

Hager of Allamakee moved that a committee of three be appointed to notify the Governor that the House was duly organized

and ready to receive any communication he might desire to transmit.

Motion was adopted and the Speaker pro tempore appointed as such committee, Hager of Allamakee, Nelson of Hancock, and Reimers of Lyon.

Martin of Jackson moved that a committee of three be appointed to notify the Senate that the House was duly organized and ready to receive any communication it might desire to transmit.

Motion was adopted and the Speaker pro tempore appointed as such committee Martin of Jackson, Ickis of Union, and Springer of Decatur.

The committee appointed to notify the Senate that the House was duly organized reported that it had performed its duty. The committee was discharged.

A committee from the Senate appeared to inform the House that the Senate was duly organized and ready to receive any communication the House might desire to transmit.

The committee appointed to notify the Governor that the House was duly organized and ready to receive any communication he might desire to transmit reported it had performed its duty. The committee was discharged.

SELECTION OF CLERKS

McCaulley of Calhoun, from the committee on the selection of committee clerks, submitted the following report of that committee and moved that the persons designated therein be employed as clerks for the extra session.

Appropriations Committee—Mrs. Lulu B. Whirry.

Roads and Highways—Lola Elliott.

General Assignment—Vera Buck, Mae Grund, Mrs. Jack Newman, Mae C. Schlater, Ann Pearlman, Alene West, Mrs. Carl Vonn, Laura J. Smith, Caroline Laughlin, Dorothy Ersland, Helen Level, Minnie Offman, Margaret Ford, Kathryn Joyce, Mabel West, Lucile Larson, Lucy M. Coyne.

Motion adopted.

The above named clerks took and subscribed to the required oath.

COMMITTEE ON MILEAGE

Aiken of Ida moved that a committee of three be appointed by the Speaker pro tempore to ascertain the mileage due each member and report to the House.

Motion prevailed, and the Speaker pro tempore appointed the following members: Aiken of Ida, Eden of Clinton, and Barnes of Wright.

COMMITTEE TO ARRANGE FOR MINISTERS

Crozier of Mahaska moved that a committee of one be appointed by the Speaker pro tempore to arrange for ministers to open the House with prayer.

Motion prevailed, and the Speaker pro tempore appointed as member of such committee, Crozier of Mahaska.

RULES ADOPTED

Blackford of Van Buren moved that the rules of the regular session of the House of Representatives of the Forty-second General Assembly be adopted as the rules for the extra session with the following additions thereto.

SPECIAL RULES

1. No bill shall be introduced in or considered by the House during the extra session of the Forty-second General Assembly except the proposed road bond bill and measures germane thereto, such appropriation bills as are necessary and incident to the extra session, and any other legislation that may be recommended by the Governor of the State.

2. The standing committee of the regular session of the Forty-second General Assembly shall serve in the same capacity for the House during the extra session.

Patterson of Kossuth moved that action be deferred.

Knutson of Cerro Gordo moved the previous question.

A roll call was demanded on the question, "Shall the previous question be ordered?"

The ayes were, 64.

Akin of Carroll	Hager	Johnson of	Ratliff
Berry	Hagglund	Marion	Reimers
Blackford	Hammer	Kennedy, J. P.	Rice
Buchmiller	Hansen	Kennedy, W. S.	Rutledge
Christophel	Hayes	Kent	Ryder
Cole of Delaware	Heald	Kline	Simmer
Cole of Harrison	Helgason	Knutson	Smith
Copeland	Hempel	Laughlin	Springer
Craig	Hill	Lichty	Stepanek
Crozier	Hines	McIlrath	Thomas
Eckles	Hollingsworth	McIntosh	Troup
Eden	Hollis	Martin	Vaughn
Elliott	Hubbard	Mathews	Venard
Forsling	Hunt	Miller	Wagner
Gilmore	Ickis	Nagle	Walrod
Greene	Istad	Ontjes	Wilson
Grimwood			

The nays were, 36.

Aiken of Ida	Griswold	Johnson of	Prichard
Allen	Hale	Keokuk	Quirk
Anderson	Haney	King	Roberts
Bair	Hanson	Knudson	Saunders
Barnes	Hattendorf	Krouse	Thompson
Bauer	Held	McCaulley	Torgeson
Bixler	Hopkins	McMillan	Truax
Bush	Huff	Nelson	Wamstad
Fleming	Johnson of	Oliver	Wolfe
	Dickinson	Patterson	

Absent or not voting, 8.

Blythe	Harrison	Maxfield	Rust
Charlton	Lovrien	Pattison	Mr. Speaker

Motion prevailed and the previous question was ordered.

On the question "Shall action be deferred," roll call was demanded.

The ayes were, 58.

Aiken of Ida	Bush	Hale	Hines
Allen	Christophel	Haney	Hopkins
Anderson	Cole of Harrison	Hanson	Huff
Bair	Craig	Hattendorf	Istad
Barnes	Crozier	Heald	Johnson of
Bauer	Eckles	Held	Dickinson
Berry	Fleming	Helgason	Johnson of
Bixler	Griswold	Hempel	Keokuk
Buchmiller	Hagglund	Hill	King

Knudson	Miller	Quirk	Thompson
Krouse	Nelson	Reimers	Torgeson
McCaulley	Oliver	Rutledge	Vaughn
McIlrath	Ontjes	Saunders	Venard
Martin	Patterson	Smith	Wamstad
Maxfield	Prichard	Springer	Wolfe

The nays were, 40.

Akin of Carroll	Hager	Kennedy, J. P.	Rice
Blackford	Hammer	Kennedy, W. S.	Ryder
Cole of Delaware	Hansen	Kent	Simmer
Copeland	Hayes	Laughlin	Stepanek
Eden	Hollingsworth	Lichty	Thomas
Elliott	Hollis	McIntosh	Troup
Forsling	Hubbard	McMillan	Truax
Gilmore	Hunt	Mathews	Wagner
Greene	Ickis	Nagle	Walrod
Grimwood	Johnson of Marion	Ratliff	Wilson

Absent or not voting, 10.

Blythe	Kline	Pattison	Rust
Charlton	Knutson	Roberts	Mr. Speaker
Harrison	Lovrien		

Motion prevailed and action was deferred.

SPECIAL COMMITTEE

Saunders of Palo Alto moved that the Chair appoint a committee of three to draft a resolution extending the sympathies of the Forty-second General Assembly to Speaker L. V. Carter. Motion prevailed and the Speaker appointed as such committee Saunders of Palo Alto, Forsling of Woodbury, and Simmer of Wapello.

HOUSE CONCURRENT RESOLUTION NO. 1

Johnson of Marion offered the following concurrent resolution:

Resolved by the House, the Senate concurring, That a joint convention of the two houses be held this afternoon at 1:30 and that the Governor be invited to deliver his message to the General Assembly at that time.

Be It Further Resolved, That the Lieutenant Governor and the Speaker of the House extend this invitation to the Governor.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Johnson moved its adoption.

Motion prevailed and the resolution was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 1, providing for a joint convention of the General Assembly at 1:30 this afternoon.

WALTER H. BEAM, *Secretary*.

On Motion of Venard of Sioux the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

Pursuant to adjournment, the House reconvened, Speaker pro tempore Mathews in the chair.

Hunt of Louisa moved that a committee of three be appointed to notify the Senate that the House was ready to receive them in joint session.

Motion prevailed, and the Speaker pro tempore appointed as such committee Hunt of Louisa, Hempel of Clayton, Berry of Monroe.

The committee appointed to notify the Senate that the House was ready to receive it in joint session reported that it had performed its duty. The report was accepted and the committee discharged.

The sergeant-at-arms announced the arrival of the President of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate took seats in the west side of the chamber.

JOINT SESSION

In accordance with law and concurrent resolution duly adopted, the joint session was called to order by Hon. Clem F. Kimball, President of the Senate.

The roll was then called and the following members responded:

Those present were, 145.

Aiken of Ida	Forsling	Kennedy, J. P.	Rigby
Akin of Carroll	Fulton	Kennedy, W. S.	Roberts of Adair
Allen	Gilmore	Kent	Roberts of Ringgold
Anderson	Greene	Kimberly	Rust
Bair	Grimwood	King	Rutledge
Baird	Griswold	Klemme	Ryder
Barnes	Gunderson	Kline	Saunders
Bauer	Hager	Knudson	Shaff
Beatty	Hagglund	Knutson	Shane
Bergman	Hale	Krouse	Simmer
Berry	Hammer	Lange	Skromme
Booth	Haney	Langfitt	Slemmons
Bixler	Hansen	Laughlin	Smith
Blackford	Hanson	Lichty	Springer
Breakenridge	Harrison	McCaulley	Stanley
Brookins	Hattendorf	McFarlane	Stepanek
Browne	Hayes	McIlrath	Stoddard
Brush	Heald	McIrtosh	Thomas
Buchmiller	Held	McLeland	Thompson of Fayette
Bush	Helgason	McMillan	Thompson of Muscatine
Carden	Hempel	Martin	Topping
Cavanaugh	Hill	Mathews	Torgeson
Charlton	Hines	Maxfield	Troup
Christophel	Hollingsworth	Merritt	Truax
Clark of Marion	Hollis	Miller	Ulstad
Clark of Linn	Hopkins	Mills	Vaughn
Clearman	Hubbard	Moen	Venard
Cochran	Huff	Nagle	Wagner
Cole of Delaware	Hunt	Nelson	Walrod
Cole of Harrison	Ickis	Oliver	Wamstad
Copeland	Istad	Ontjes	Wilson of Fremont
Craig	Johnson of Dickinson	Patterson	Wilson of Polk
Crozier	Johnson of Keokuk	Prichard	Wilson of Tama
Dotts	Keokuk	Quirk	Wolfe
Eckles	Johnson of Marion	Ratliff	
Eden	Marion	Reimers	
Elliott	Johnston	Rice	
Fleming			

Those absent were, 13.

Benson	Fackler	Hartman	Ramsey
Blythe	Frailey	Kern	Shinn
Campbell	Gilchrist	Lovrien	Mr. Speaker
Ellis			

The President declared a majority of the members present and the joint session duly organized.

Senator Merritt of Carroll moved that a committee of three, consisting of one member from the Senate and two members from the House, be appointed to notify the Governor that the joint session was ready to receive him.

Motion prevailed and the President appointed Senator Merritt of Carroll on the part of the Senate, and Representatives Bauer of Washington, and Pattison of Jefferson, on the part of the House.

The committee waited upon the Governor and escorted him to the Speaker's station.

President Kimball then presented Governor John H. Hammill, who delivered the following message:

GOVERNOR HAMMILL'S MESSAGE

To the Senate and House of Representatives of the Extra and Special Session of the Forty-second General Assembly:

A substantial majority of the membership of the Senate and House of Representatives of the Forty-second General Assembly have petitioned the Governor to call a special session of the legislature of the State of Iowa in 1928 to enact a law providing for the submission of a state bond issue for \$100,000,000 for a vote of the people. This \$100,000,000 bond issue is not in addition to the county bonds already authorized for road improvement but contemplates the absorption of more than \$66,000,000 of county bonds so as a matter of fact the increased obligation of the state in addition to retiring county bonds amounts to only about \$34,000,000. A majority of both houses have expressed themselves that they deem such action advisable and necessary in order that such bond issue may be voted upon by the people at the general election in November, 1928, and have declared that an extraordinary session is necessary in order that a comprehensive program for the improvement of the primary road system may be carried on efficiently, economically and in the best interests of the people of the state; and have pledged themselves in good faith that they will oppose and vote against the consideration of any other legislation and that they will endeavor to get such bill adopted and adjourn this session in the shortest possible time, in no event to exceed six days after convening.

Section 11, Article IV, of the Constitution of Iowa, provides that the Governor may on extraordinary occasions convene the General Assembly by proclamation, and shall state to both houses when assembled the purpose for which they shall have been convened.

Pursuant to such authority granted and relying upon the petitions which have been filed with me, I have deemed it wise to convene you as a legislature in extra and special session for the purpose of submitting to you for your consideration and action, a law providing for the submission of a state bond issue for \$100,000,000 for a vote of the people.

Good roads are a sound business investment. Their building should never be a political question but a question to be considered solely on the ground of sound economics. The trend of our road policies of the past fifteen years, in so far as our main arteries of traffic are concerned, has been quite definitely toward making the state the unit in highway matters. In the beginning all highway matters were distinctly local. Even the counties had little or nothing to say about roads. All highways were under purely local township control. The first of the series of modern highway enactments in this state, passed some fifteen years ago, had as its two principal features (a) the selection and designation of a county road system, wholly removed from local township control or financing and placed wholly under the jurisdiction of the county; and (b) the vesting in the state of certain functions in connection with all highways.

The second major highway enactment in our transition from a purely local viewpoint to our present statute, passed some nine years ago, set up the primary road system and funds for the construction and maintenance thereof, and while still retaining the feature of county participation, placed in the hands of the state a considerably enlarged responsibility in connection with said system of highways. The state and the county were made interlocking agencies. Neither could move to any definite accomplishment without the sanction and approval of the other. Funds were allotted among the counties, and the counties were authorized to vote bonds in anticipation of these funds.

The third enactment in the development of this policy, while still retaining the interlocking feature of county and state control and supervision with respect to the major portion of our primary road funds, went a distinct step further towards the state as a unit, in that certain substantial funds were set aside under the exclusive jurisdiction of the state. The state was authorized to initiate projects, to enter into contracts for the construction of primary roads, and was given exclusive jurisdiction over the maintenance of the primary roads.

In our fourth and most recent enactment in the development of our highway policies, the state is given exclusive jurisdiction over the primary roads and the primary road funds, and is made solely responsible for the administration of these funds and of our primary road activities. The allotment of funds among the counties has been done away with, so that in so far as the administration and control of the primary road funds are concerned, we have completely set up the state as a unit. However, that feature of the law which permitted counties to vote bonds in anticipation of the primary road fund has been retained.

In the meantime, public sentiment with reference to highway financing has been definitely crystallizing in favor of the bond issue policy. When our first law was passed some nine years ago, authorizing the counties to issue bonds in anticipation of primary road funds for primary road improvements, a few of the more populous counties availed themselves of this opportunity to secure the improvement of their highways in the shortest possible time. As the funds for the payment of the bonds became more definite and assured, and as the demands for highway improvements

increased, counties in ever-increasing numbers have adopted this bond issue plan, until at the present time sixty-one counties have authorized the issuance of bonds for primary road improvements, aggregating a total of more than sixty-six million dollars. We are thus definitely and irrevocably committed by the people themselves to the bond issue plan of financing primary road improvements. Nearly two-thirds of the counties have voted this plan. These counties having thus availed themselves of the opportunity to hasten the improvement of the primary roads within their borders, we are in no position to deny the same privilege to the other counties of the state. Every county in the state eventually will have authorized county bond issues for primary road improvements. Ultimately under the county plan, we will have voted and issued at least as many bonds as will be required to provide a comprehensive program if placed on the state basis. These county bond issues will not hasten the ultimate completion of the primary road system. We can hasten the completion of the primary road system by some ten years or more and without the issuance of a greater amount of bonds, if we adopt the state bond issue plan in lieu of and as a substitute for the county bond issue policy already adopted by a vote of the people.

And so I have called you together for the consideration of a comprehensive financing plan for our primary road system through the medium of a state bond issue in lieu of the multitude of county bond issues. Careful estimates prepared by the State Highway Commission show that a state road bond issue of one hundred million dollars can be financed wholly out of the proceeds of motor license fees and gasoline tax now going to the primary roads, and that there would be a surplus of some \$3,700,000 annually, over and above the funds required to meet all bond obligations and other fixed charges. The whole purpose and intent behind the suggestion of a state bond issue is that the obligation shall be wholly paid out of motor license fees and gasoline tax and without the levying of any tax on the property of the state. The state bond issue should be in lieu of and not in addition to the primary road bonds voted by the several counties. The total amount of state and county primary road bonds outstanding at one time should not exceed one hundred million dollars. The county bonds now authorized and not issued should by the provisions of your bill be cancelled, in the event that the proposed state bond issue is adopted by the electorate in November. The bill should further provide that in event the electorate approves the one hundred million dollar bond issue, that shall be the total amount of bonds to be issued for road improvement and as bonds mature and are paid, the amount so paid should to that extent reduce the amount of the state bond issue. You should make ample provision in the bill for the safeguarding of these cardinal features.

I would recommend that you adopt a bill providing for the issuance of one hundred million dollars of state road bonds and submit the same to a vote of the people at the general election in November of this year. Such a bond issue, together with current primary road funds available therefor, will be sufficient within the next six years, to retire all primary road bonds issued by the counties and to give us a completed primary road system

consisting of about 4,933 miles of pavement and 1,732 miles of gravel. It will provide for an orderly, connected, comprehensive, businesslike improvement of our primary road system instead of the present haphazard, disconnected improvement under the county bond issue plan. There need be no levying of any property tax to accomplish this purpose. The submission of such a bond issue merely gives the people of the state an opportunity to do in a comprehensive way for the whole state, what the people of nearly two-thirds of the counties have already done for their individual counties.

Means of transportation must keep pace with the growth and development of our state and the demands of our people. You cannot stop the wheels of progress. Our people think for themselves and elect legislatures not to think for them but to act for them. Our people have always cherished the ballot as a means of expressing their wish and their desire on public questions. They regard this right as sacred and personal.

I have undertaken in the foregoing statement to furnish the exact status of our road development in the state so that the situation may be thoroughly understood and fearlessly confronted. The proposition which will be introduced at this special session of the legislature simply submits to popular vote the issuance of bonds of long deferred maturity, the money to be realized therefrom to be devoted to the comprehensive improvement of the highways of the state. The bill provides, contemplates and sets out a plan to say openly and directly whether or not the obligation contemplated shall be incurred for the purpose of road construction. No one can question but what this procedure is in harmony with the principles which underlie our institutions. We must not abandon the idea that our people may be safely trusted. The proposition will survive, if a majority approve it; it will fail, if a majority condemn it. I want you to keep in mind that ours is still a democratic government in which the policy is determined with the consent of the governed and that its consent or refusal can be ascertained only by the action of the electorate freely and intelligently expressed.

I have confidence in the stability, character and patriotism of the people of Iowa. I feel that their judgment is sound and that they can be depended upon to discuss and determine this question intelligently and to the best interests of all concerned. It is a question in which every one of us is vitally interested. This special session is called in order that you as legislators may have an opportunity to submit to the voters of this state the question of a state-wide program of road improvement. It is the people's problem. Let them rule.

Respectfully submitted,

JOHN HAMMILL, *Governor.*

Roberts of Ringgold moved that the joint session be dissolved.

Motion prevailed.

The House reconvened, Speaker pro tempore Mathews in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 1, relating to the selection of employees for the extra session of the Forty-second General Assembly.

WALTER H. BEAM, *Secretary.*

SENATE JOINT RESOLUTION NO. 1

Joint Resolution relating to the selection of employees for the Special Session of the Forty-second General Assembly.

Be It Enacted by the General Assembly of the State of Iowa:

That the following named persons be employed for the positions indicated for the Special Session at the same rate per diem as the regular session:

Janitors—L. E. Fatland, Wm. Grund, M. H. Jordan, Jim Connelly.

Elevator Tenders—Frank Stephenson, Frank Shaeffer.

Messenger and Mail Carrier—John Christina.

SENATE MESSAGE CONSIDERED

Senate Joint Resolution No. 1, relating to the selection of employees for the Special Session of the Forty-second General Assembly.

Read first and second times and, by unanimous consent, taken up for immediate consideration.

Unanimous consent having been obtained to suspend the rule prohibiting the second and third readings of the joint resolution on the same day, Knutson of Cerro Gordo moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution be adopted?"

The ayes were, 99.

Akin of Carroll	Griswold	Johnson	Patterson
Allen	Hager	of Keokuk	Pattison
Anderson	Hagglund	Johnson	Prichard
Bair	Hale	of Marion	Quirk
Barnes	Hammer	Kennedy, J. P.	Ratliff
Bauer	Haney	Kennedy, W. S.	Reimers
Berry	Hansen	Kent	Roberts
Bixler	Hanson	King	Rust
Blackford	Hattendorf	Kline	Rutledge
Buchmiller	Hayes	Knudson	Saunders
Bush	Heald	Knutson	Simmer
Charlton	Held	Krouse	Smith
Christophel	Helgason	Laughlin	Stepanek
Cole of Delaware	Hempel	Lichty	Thomas
Cole of Harrison	Hill	McCaulley	Thompson
Copeland	Hines	McIlrath	Torgeson
Craig	Hollingsworth	McIntosh	Troup
Crozier	Hollis	McMillan	Truax
Eckles	Hopkins	Martin	Vaughn
Eden	Hubbard	Mathews	Venard
Elliott	Huff	Maxfield	Wagner
Fleming	Hunt	Miller	Walrod
Forsling	Ickis	Nagle	Wamstad
Gilmore	Istad	Oliver	Wilson
Greene	Johnson	Ontjes	Wolfe
Grimwood	of Dickinson		

The nays were, none.

Absent or not voting, 9.

Aiken of Ida	Lovrien	Rice	Springer
Blythe	Nelson	Ryder	Mr. Speaker
Harrison			

So the resolution having received a constitutional majority is declared to have passed the House and the title agreed to.

Oliver of Monona offered the following motion:

MR. SPEAKER: I move that the Chief Clerk of the House be and hereby is instructed to direct an inquiry to his Excellency John Hammill, Governor of Iowa, requesting the names of the members of the House who have petitioned that this extra session of the legislature be called.

A roll call was demanded.

On the question "Shall the motion prevail,"

The ayes were, 43.

Aiken of Ida	Berry	Haney	Hill
Allen	Bixler	Hanson	Hollingsworth
Anderson	Buchmiller	Hattendorf	Hopkins
Bair	Bush	Held	Huff
Barnes	Fleming	Helgason	Istad
Bauer	Griswold	Hempel	Johnson
			of Dickinson

Johnson	McCaulley	Patterson	Thomas
of Keokuk	Martin	Reimers	Thompson
King	Maxfield	Rutledge	Torgeson
Knudson	Miller	Saunders	Wamstad
Laughlin	Oliver	Smith	Wolfe

The nays were, 58.

Akin of Carroll	Grimwood	Kennedy, J. P.	Ratliff
Blackford	Hager	Kennedy, W. S.	Roberts
Charlton	Hagglund	Kent	Rust
Christophel	Hale	Kline	Ryder
Cole of Delaware	Hammer	Knutson	Simmer
Cole of Harrison	Hansen	Krouse	Springer
Copeland	Hayes	Lichty	Stepanek
Craig	Heald	McIlrath	Troup
Crozier	Hines	McIntosh	Truax
Eckles	Hollis	McMillan	Vaughn
Eden	Hubbard	Mathews	Venard
Elliott	Hunt	Nagle	Wagner
Forsling	Ickis	Ontjes	Walrod
Gilmore	Johnson	Pattison	Wilson
Greene	of Marion	Prichard	

Absent or not voting, 7.

Blythe	Lovrien	Quirk	Mr. Speaker
Harrison	Nelson	Rice	

The motion was lost.

Blackford of Van Buren asked unanimous consent to take up the consideration of the adoption of the rules for the extra session.

Objection was made.

Johnson of Marion moved that the House take up the consideration of the adoption of rules for the extra session.

Motion prevailed.

Blackford of Van Buren requested and secured unanimous consent to withdraw that portion of Special Rule No. 1, which provided for the consideration of any legislation that might be recommended by the Governor of the State.

Charlton of Polk moved that Special Rule No. 1 be amended by inserting after the word "bill" in line one (1) the words "or resolution"; also further amend by inserting after the word "measures" in line four (4) the following words "or resolutions germane to the road bill."

Amendment lost.

The original motion for the adoption of rules as amended for the extra session was adopted.

The Speaker pro tempore announced that the newly elected members of the House of Representatives would be assigned to the same committees of which their predecessors were members.

Mr. Saunders from the special committee reported that they had sent the following telegram to Speaker Carter:

March 5, 1928.

LUTHER V. CARTER,
Lawn Hill, Iowa.

The House today by unanimous vote appointed a committee consisting of the undersigned to express to you heartfelt sympathy and wishes for your speedy recovery. The House members individually and as a body have expressed their regret at your inability to attend and feel sure that the absence of your guiding spirit and ability as a legislator and presiding officer will be much missed in this special session when considering the difficult matters now engaging attention. May we also convey our well wishes to Mrs. Carter and the other members of your family.

WM. E. G. SAUNDERS,
L. B. FORSLING,
LEONARD SIMMER,

Committee.

Chief Clerk Gustafson announced the appointment of Madeline Burrows as his clerk.

Speaker pro tempore Mathews announced the appointment of Ann Marr as his clerk.

On motion of Johnson of Marion the House adjourned until 9:00 a. m., Tuesday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 6, 1928.

House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by Col. J. F. Baker, of Des Moines.

Journal of March 5th corrected and approved.

INTRODUCTION OF BILLS

House File No. 1, by committee on roads and highways, a bill for an act to provide a comprehensive program for improvement of the primary road system of the State of Iowa; to authorize the State of Iowa to become indebted in the amount of \$100,000,000 in connection therewith; to provide for the issuance and sale of bonds of said State in evidence of said indebtedness; to budget the primary road fund so as to maintain and aid in the payment of the cost of said primary road improvements and to permit the payment therefrom of principal and interest of said bonds and bonds issued by any county in said State payable from said fund; to appropriate primary road funds for the payment of the principal and interest of said state road bonds; to provide for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest of said state road bonds; and to provide for the submission of this act to the people to be voted upon at the general election to be held in the year nineteen hundred twenty-eight.

Read first and second times and passed on file.

Oliver of Monona moved that all amendments to House File No. 1, now on file, be printed in the Journal for the information of the House.

Johnson of Marion moved that the House now resolve itself into a committee of the whole for the consideration of House File No. 1. Motion carried.

The House met as a committee of the whole for the consideration of House File No. 1.

Upon the adjournment of the committee of the whole the House reconvened and the committee submitted no report of its deliberations on House File No. 1.

Forsling of Woodbury asked unanimous consent for the introduction of three bills.

Consent was granted.

Martin of Jackson moved that Mr. Frank Dusey be invited to address the House, on the subject of cement.

Motion prevailed and Mr. Dusey briefly addressed the House.

INTRODUCTION OF BILLS

House File No. 2, by Judiciary Nos. 1 and 2, a bill for an act to amend section ten thousand one hundred three (10103) of the Code, 1927, relative to the form of acknowledgments by notaries public.

Read first and second times and passed on file.

House File No. 3, by Judiciary Nos. 1 and 2, a bill for an act to legalize defective acknowledgments by notaries public filed for record prior to March 10, 1928.

Read first and second times and passed on file.

House File No. 4, by Judiciary Nos. 1 and 2, a bill for an act to amend, revise and codify sections eleven thousand six hundred three (11603), eleven thousand six hundred four (11604), and eleven thousand six hundred five (11605) of the Code, 1927, relating to the lien of judgments of the State and Federal Courts.

Read first and second times and passed on file.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 4, providing for furnishing of codes and book of annotations to members of the General Assembly.

WALTER H. BEAM, *Secretary.*

SENATE CONCURRENT RESOLUTION NO. 4

Resolution providing for furnishing of code and book of annotations to members of the General Assembly.

Be It Resolved by the Senate, the House concurring, The Superintendent of Printing is hereby authorized and directed to furnish to each member of the General Assembly, including the officers thereof, and also to the representatives of the press, one copy each of the Code of 1927, Annotations to the Code, Supplement to the book of Annotations and the Session laws of the Forty-second General Assembly.

Reimers of Lyon asked and obtained unanimous consent for the consideration of the resolution at this time.

Reimers of Lyon moved that the resolution be adopted.

Motion prevailed and the resolution was adopted.

REPORT OF COMMITTEE ON MILEAGE

Aiken of Ida, from the committee on mileage, submitted the following report:

MR. SPEAKER: Your committee appointed to fix the mileage due each member, begs leave to submit the following report:

Name	Miles	Amt.	Name	Miles	Amt.
Aiken, John	144	\$14.40	Greene, Harry M.	101	10.10
Akin, Louis L.	103	10.30	Grimwood, E. A.	184	18.40
Allen, Byron G.	104	10.40	Griswold, D. M.	42	4.20
Anderson, Carl C.	126	12.60	Hager, J. H.	265	26.50
Bair, J. Park	155	15.50	Hagglund, Lenus	150	15.00
Barnes, S. A.	88	8.80	Hale, John F.	203	20.30
Bauer, J. C.	124	12.40	Haney, Roy	146	14.60
Berry, H. S.	70	7.00	Hansen, John T.	183	18.30
Bixler, J. M.	117	11.70	Hanson, H. N.	165	16.50
Blackford, A. V.	131	13.10	Harrison, F. M.	58	5.80
Blythe, Fred R.	100	10.00	Hattendorf, H. C.	227	22.70
Buchmiller, R. M.	68	6.80	Heald, J. M.	150	15.00
Bush, Charles C. R.	178	17.80	Held, G. E.	228	22.80
Charlton, Clyde B.			Hempel, J. G.	320	32.00
Christophel, G. W.	133	13.30	Hill, Lafe	145	14.50
Cole, C. G.	184	18.40	Hines, F. A.	126	12.60
Cole, E. J.	155	15.50	Hollingsworth, Frank	45	4.50
Copeland, Harry	15	1.50	Hollis, C. A.	115	11.50
Craig, Coy	18	1.80	Hopkins, Geo. M.	69	6.90
Helgason, E. O.	190	19.90	Hubbard, W. F.	120	12.00
Crozier, Will H.	66	6.60	Huff, Chas. W.	131	13.10
Eckles, R. B.	125	12.50	Hunt, Ralph R.	225	22.50
Eden, John	193	19.30	Ickis, Frank D.	94	9.40
Hammer, M. R. Jr.	33	3.30	Istad, A. T.	222	22.20
Elliott, E. A.			Johnson, F.	180	18.00
Fleming, Jas. D.	135	13.50	Johnson, J. H.	36	3.60
Forsling, L. B.	210	21.00	Johnson, Raymond	103	\$10.30
Gilmore, William T.	170	17.00	Kennedy, J. P.	205	20.50

Name	Miles	Amt.	Name	Miles	Amt.
Kennedy, W. S.	150	15.00	Quirk, L. T.	140	14.00
Kent, John W.	60	6.00	Ratliff, Z. S.	138	13.80
King, J. A.	156	15.60	Reimers, O. J.	226	22.60
Kline, John F.	120	12.00	Rice, D. F.	100	10.00
Knudson, I. H.	60	6.00	Roberts, J. W.	112	11.20
Knutson, C. A.	149	14.90	Rust, H. A.	103	10.30
Krouse, Theodore	80	8.00	Rutledge, Reyburn L. ...	89	8.90
Laughlin, E. P.	160	16.00	Ryder, John	208	20.80
Lichty, E. M.	108	10.80	Saunders, W. E. G.	142	14.20
Lovrien, F. C.	110	11.00	Simmer, Leonard	90	9.00
McCaulley, M. R.	118	11.80	Smith, Geo. W.	190	19.00
McIlrath, Azel	71	7.10	Springer, M. F.	87	8.70
McIntosh, John E.	168	16.80	Stepanek, W. H.	141	14.10
McMillan, J. E.	141	14.10	Thomas, E. B.	108	10.80
Martin, Theodore	240	24.00	Thompson, Thore	208	20.80
Mathews, H. A.	153	15.30	Torgeson, Samuel R.	142	14.20
Maxfield, G.	60	6.00	Troup, Martin H.	50	5.00
Miller, Geo. E.	120	12.00	Truax, J. B.	132	13.20
Nagle, Lee	125	12.50	Vaughn, D. A.	86	8.60
Nelson, C. H.	125	12.50	Venard, G. L.	253	25.30
Hayes, J. N.	208	20.80	Wagner, Jos.	175	17.50
Oliver, C. G.	186	18.60	Walrod, W.	204	20.40
Ontjes, O. A.	110	11.00	Wamstad, Brede	172	17.20
Patterson, G. W.	129	12.90	Wilson, W. W.	102	10.20
Pattison, H. C.	117	11.70	Wolfe, T. L.	158	15.80
Prichard, Ralph C.	210	21.00			

Respectfully submitted,

JOHN H. AIKEN.
JOHN EDEN.
S. A. BARNES.

Passed on file.

AMENDMENTS FILED

HOUSE FILE NO. 1

Venard of Sioux filed the following amendment:

Amend House File No. 1, section one (1) by striking all in lines thirty-five (35) and thirty-six (36) following the word "Paullina" and by substituting in lieu thereof the following: "Orange City and Hawarden to a point on the South Dakota line west of Hawarden."

Patterson of Kossuth filed the following amendment:

Amend House File No. 1 by striking from the bill all of section 14 and inserting in lieu thereof the following:

"The principle and interest of the state bonds issued under the provisions of this act shall be paid from the primary road fund, derived from the proceeds of motor vehicle license fees and gasoline tax and if the Supreme Court of Iowa or any Federal Court having jurisdiction shall decide that the principal and interest of the state bonds authorized by

this act and proposed to be issued cannot be so paid then and in that case the whole act shall be invalid and no state bonds shall be issued thereunder."

Patterson of Kossuth filed the following amendment:

Amend by striking from lines 10 and 11, section 3, the following: "any county and bonds issued by any county to refund primary road bonds", and inserting in lieu thereof the following: "the counties of the state."

Knudson of Hamilton filed the following amendment:

Amend House File No. 1 by striking from section 8 the word "and" appearing in line 13; also amend by striking the period after the word "fund" in line 19 and inserting in lieu thereof a comma and the following: "and third, there shall be set aside three million dollars per year to be apportioned to the various counties of the state upon the area basis for the improvement by surfacing with gravel of the county road systems of the various counties of the state, provided that in case any county has completed or does complete the surfacing by graveling of its county road system, any portion or all of the funds apportioned to that county by the above provisions may be used for the maintenance of the county roads of said county."

Also amend said section by renumbering lines thereof as may be necessary by the insertion of the amendment.

Also amend the Title of the bill by striking the word "and" at the beginning of line 13 and the period following the word "twenty-eight" and insert in lieu thereof a semicolon and the following: "and to provide a fund for the improvement of the county road systems of the various counties of the state."

Torgeson of Worth filed the following amendment:

Amend House File No. 1 by striking from section three (3) thereof, in line number nine (9) the words "and outstanding in any year" and in line number eleven (11) the words "and outstanding in said year".

Forsling of Woodbury filed the following amendment:

Amend by striking all of section 14 and by inserting in lieu thereof the following:

Section 14. Should it be determined that the collection or use of gasoline taxes or motor vehicle license fees for the purpose of paying the principal for interest of state bonds issued under this Act is unlawful, then shall this entire Act be invalid and no bonds may be issued hereunder.

Reimers of Lyon filed the following amendment:

Amend section 12, line 26 by changing the word "if" following the word "that" to "all", and inserting the word "available" after the word "money".

Also amend by changing the words "has been" at the end of line 26 to read "shall be".

Also amend by striking the word "is" in line 27.

Amend section 12 by striking the period at the end of the section and add the following:

"to pay the principal of and interest on bonds."

Hanson of Winnebago filed the following amendment:

Amend section one (1), line 46 of House File No. 1 by striking the words "and" and "to" and inserting after "Forest City" and Lake Mills to a point on the Minnesota line north of Lake Mills.

Patterson of Kossuth filed the following amendment:

Amend by striking therefrom section 14 and inserting in lieu thereof the following:

"No state bonds as provided in this Act shall be issued unless and until the Supreme Court of Iowa has ruled that it is constitutional to:

1. Pay the principal and interest of the proposed state debt from the proceeds of the gas tax, motor vehicle fee and federal aid.

2. Pay with state revenues the debts which have been or will be assumed by any county.

3. Include in this one bill the *two subjects*, namely:

(a) Submission to electors of a proposed state bond issue.

(b) Provision to pay county debts with state funds.

(4) Levy and collect a gasoline tax for road purposes.

5. Authorize executive council to issue state bonds without stipulating definitely what the total amount shall be."

Hale of Howard filed the following amendment:

Strike out lines eighty-seven (87) and eighty-eight (88) of section one (1) and insert in lieu thereof the following:

"Traer, Hudson, Waterloo, New Hampton, Lime Springs and Chester to a point on the Minnesota line northwest of Chester."

Bixler of Adams filed the following amendment:

Amend Committee bill by striking section 12.

Rutledge of Webster filed the following amendment:

Amend House File No. 1 by striking from lines 22 and 23 of section 8 the words "used for the purposes enumerated in Chapter 241, B 1, Code, 1927" and substitute in lieu thereof the following:

"Set aside as a fund to be known as the 'State Aid Fund' which shall be used to improve the secondary road system and which shall be apportioned among the various counties of the State on the basis of mileage of roads outside of the primary road system."

Bixler of Adams filed the following amendment:

Amend House File No. 1 as follows:

First. Amend section three (3) by striking from line nine (9) the following words, "and outstanding in any year"; and by further striking from line eleven (11) the following words, "and outstanding in said year."

Second. Amend section fourteen (14) by adding to line one (1) thereof after the word "Iowa", the following:

"or the Supreme Court of the United States".

Harrison of Clarke filed the following amendment:

Amend House File No. 1 as follows:

First, amend section one (1) by adding to line seventy-four (74) the following:

"Also from the town of Woodburn Primary one hundred four (104) to the junction with Primary Road Number thirty-four (34) east of Osceola".

Second, amend section one (1) by adding to line seventy-four (74) and the above provision the following:

"Also from the town of Murray Primary one hundred fifty-two (152) to the junction with Primary Road Number thirty-four (34) west of Osceola".

Rutledge of Webster filed the following amendment:

Amend House File No. 1 by adding after the word "hold" in line one, section fourteen (14) a comma and the words "in suit which shall be instituted by the executive council before the issuance of state bonds herein provided for".

Miller of Shelby filed the following amendment:

Amend House File No. 1, section one (1), by inserting the following after line seventy-six (76) as lines seventy-six-a (76-a) and seventy-six-b (76-b):

“Primary road Number 39 from Harlan west to intersection with United States interstate highway Number 30.”

Oliver of Monona filed the following amendment:

Amend House File No. 1 by striking from line three (3) of the title thereof the figures “\$100,000,000” and inserting in lieu thereof the figures “\$57,000,000”.

Also by striking from line eight (8) of the title the words “any county” and inserting in lieu thereof the words “all the counties”.

Further amend section one (1) by adding to line two (2) the following words “or as are not now surfaced with gravel”.

Further amend section one (1) by inserting a line seventy-four “a” (74a), Primary Road Number Thirty-seven (37), from Soldier to Sioux City, via Onawa.

Further amend section one (1) by striking from line one hundred forty-three (143) thereof the figures “eighty” and inserting in lieu thereof the figures “ninety”.

Further amend section three (3) by striking from line four (4) of said section the words “one hundred” and inserting in lieu thereof the words “fifty-seven” and by changing the figures “one hundred million” and inserting in lieu thereof the figures “fifty-seven million dollars”.

Further amend section three (3) by striking from line seven (7) the words “one hundred” and inserting in lieu thereof the words “fifty-seven.”

Further amend section three (3) by striking from line ten (10) thereof the words “any county” and inserting in lieu thereof the words “all the counties in the state of Iowa” and by striking the word “any” as it appears at the end of line ten (10) in said section and the word “county” in line eleven (11) and inserting in lieu thereof the words “all the counties in the state of Iowa”. Also by striking from line eleven (11) the following words “and outstanding in said year”.

Vaughn of Ringgold filed the following amendment:

Amend House File No. 1, section one (1), by inserting in line 47 following “Number 16” the words “from Missouri State line to Mt. Ayr, Winterset, etc.”.

Springer of Decatur filed the following amendment:

Amend House File No. 1 as follows:

First, amend section one (1) by adding to line ninety-six (96) the following:

“Also from the town of Weldon to the junction with Primary Road Number sixty-five (65) south of Osceola.”

Wamstad of Mitchell and Copeland of Dallas filed the following amendment:

Amend House File No. 1 by striking the period (.) following the word “Act” in line nine (9) of section seven (7), and adding thereto the following:

“except that the word ‘bridges’ as used in section four thousand seven hundred fifty-five -b five (4755-b5) of the Code of Iowa, 1927, be construed to include culverts as defined in section four thousand six hundred sixty-eight (4668) of the Code”.

Rutledge of Webster filed the following amendment:

Amend House File No. 1 by adding at the end of section one the words

“and there shall be added to the primary system, the road starting from No. 20 at a point four miles east of Fort Dodge and running south through Coalville and Kalo to the north edge of Dolliver State Park.”

Blackford of Van Buren moved that the House adjourn until 7:30 p. m. Wednesday evening.

Cole of Delaware moved to amend the motion by changing the hour from 7:30 p. m. Wednesday evening to 9:00 a. m. Thursday.

Motion of Blackford of Van Buren, as amended, prevailed and the House stood adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 8, 1928.

House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by the Rev. L. W. Hanter, pastor of First Presbyterian church, Oelwein, Iowa.

Journal of March 6th corrected and approved.

REPORT OF COMMITTEE ON MILEAGE ADOPTED

Aiken of Ida moved that the report of the committee on mileage, found in the Journal of March 6th, be adopted.

Motion prevailed and the report was adopted.

CONSIDERATION OF BILLS

House File No. 2, a bill for an act to amend section ten thousand one hundred three (10103) of the Code, 1927, relative to the form of acknowledgments by notaries public, was taken up for consideration.

Lovrien of Humboldt moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aiken of Ida	Cole of Delaware	Haney	Huff
Akin of Carroll	Cole of Harrison	Hansen	Hunt
Allen	Copeland	Hanson	Ickis
Anderson	Craig	Harrison	Istad
Bair	Crozler	Hattendorf	Johnson
Barnes	Eckles	Hayes	of Dickinson
Bauer	Eden	Heald	Johnson
Berry	Fleming	Held	of Keokuk
Bixler	Forsling	Helgason	Johnson
Blackford	Gilmore	Hempel	of Marion
Blythe	Grimwood	Hill	Kennedy, J. P.
Buchmiller	Hager	Hollingsworth	Kennedy, W. S.
Bush	Hagglund	Hollis	Kent
Charlton	Hale	Hopkins	King
Christophel	Hammer	Hubbard	Kline

Knudson	Mathews	Ratliff	Thompson
Knutson	Maxfield	Reimers	Torgeson
Krouse	Miller	Rice	Troup
Laughlin	Nagle	Rust	Truax
Lichty	Nelson	Ryder	Vaughn
Lovrien	Oliver	Saunders	Venard
McCaulley	Ontjes	Simmer	Wagner
McIlrath	Patterson	Smith	Walrod
McIntosh	Pattison	Springer	Wamstad
McMillan	Prichard	Stepanek	Wilson
Martin	Quirk	Thomas	Wolfe

The nays were, none.

Absent or not voting, 7.

Elliott	Griswold	Roberts	Mr. Speaker
Greene	Hines	Rutledge	

So the bill having received a constitutional majority was declared to have passed the House.

Forsling of Woodbury offered the following amendment to the title and moved its adoption:

Amend the title to House File No. 2 by striking all of said title from and after the word "of" in line two (2) thereof and inserting in lieu thereof the following: "certificates of acknowledgment".

Amendment adopted and the title, as amended, was agreed to.

House File No. 3, a bill for an act to legalize defective acknowledgments by notaries public filed for record prior to March 10, 1928, was taken up for consideration.

Johnson of Marion offered the following amendment:

Amend by inserting as Sec. 3 the following:

"Sec. 3. Nothing in this Act shall effect pending litigation."

Further amend by numbering Sec. 3 as Sec. 4.

Amendment lost.

Lovrien of Humboldt moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aiken of Ida	Hager	Johnson of	Ontjes
Akin of Carroll	Hagglund	Keokuk	Patterson
Allen	Hale	Johnson of	Pattison
Anderson	Hammer	Marion	Prichard
Bair	Haney	Kennedy, J. P.	Quirk
Barnes	Hansen	Kennedy, W. S.	Ratliff
Bauer	Hanson	Kent	Reimers
Berry	Harrison	King	Rice
Bixler	Hattendorf	Kline	Rust
Blackford	Hayes	Knudson	Ryder
Blythe	Heald	Knutson	Saunders
Buchmiller	Held	Krouse	Simmer
Bush	Helgason	Laughlin	Smith
Charlton	Hempel	Lichty	Stepanek
Christophel	Hill	Lovrien	Thomas
Cole of Delaware	Hollingsworth	McCaulley	Thompson
Cole of Harrison	Hollis	McIlrath	Torgeson
Copeland	Hopkins	McIntosh	Troup
Crozier	Hubbard	McMillan	Traux
Eden	Huff	Martin	Vaughn
Fleming	Hunt	Mathews	Venard
Forsling	Iekis	Maxfield	Wagner
Gilmore	Istad	Miller	Walrod
Greene	Johnson of	Nagle	Wilson
Grimwood	Dickinson	Nelson	Wolfe
Griswold		Oliver	

The nays were, none.

Absent or not voting, 9.

Craig	Hines	Rutledge	Wamstad
Eckles	Roberts	Springer	Mr. Speaker
Elliott			

So the bill having received a constitutional majority was declared to have passed the House.

Forsling of Woodbury offered the following amendment to the title and moved its adoption:

Amend House File No. 3 by striking from line one (1) thereof the words "by Notaries Public".

Also amend by changing the period (.) at the end of said title and inserting in lieu thereof a comma (,) and add the following: "and fixing the time within which actions may be brought to enforce rights thereunder".

Amendment adopted and the title, as amended, was agreed to.

House File No. 4, a bill for an act to amend, revise and codify sections eleven thousand six hundred three (11603), eleven thousand six hundred four (11604), and eleven thousand six hundred five (11605) of the Code, 1927, relating to the lien of judgments of the State and Federal Courts, was taken up for consideration.

Forsling of Woodbury moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Akin of Carroll	Griswold	Johnson	Patterson
Allen	Hager	of Keokuk	Pattison
Anderson	Hagglund	Johnson	Prichard
Bair	Hale	of Marion	Quirk
Barnes	Hammer	Kennedy, J. P.	Ratliff
Bauer	Haney	Kennedy, W. S.	Reimers
Berry	Hansen	Kent	Rice
Bixler	Hanson	King	Rust
Blackford	Hattendorf	Kline	Ryder
Blythe	Hayes	Knudson	Saunders
Buchmiller	Heald	Knutson	Simmer
Bush	Held	Krouse	Smith
Charlton	Helgason	Laughlin	Springer
Christophel	Hempel	Lichty	Stepanek
Cole of Delaware	Hill	Lovrien	Thomas
Cole of Harrison	Hollingsworth	McCaulley	Thompson
Copeland	Hollis	McIlrath	Torgeson
Crozier	Hopkins	McIntosh	Troup
Eckles	Hubbard	McMillan	Truax
Eden	Huff	Martin	Vaughn
Elliott	Hunt	Mathews	Venard
Fleming	Ickis	Maxfield	Wagner
Forsling	Istad	Miller	Walrod
Gilmore	Johnson	Nagle	Wamstad
Greene	of Dickinson	Nelson	Wilson
Grimwood		Oliver	Wolfe

The nays were, none.

Absent or not voting, 8.

Aiken of Ida	Harrison	Ontjes	Rutledge
Craig	Hines	Roberts	Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of House File No. 1.

E. A. GRIMWOOD.
 LOUIS L. AKIN.
 JOHN EDEN.
 WARREN WALROD.
 R. M. BUCHMILLER.
 F. M. HARRISON.
 C. G. COLE.

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Hines of Taylor, Ontjes of Grundy, Rutledge of Webster, and Speaker Carter of Hardin.

Johnson of Marion moved that Messrs. Hines, Ontjes, Rutledge and Mr. Speaker be excused from the call of the House.

Motion prevailed and the gentlemen were excused from the call of the House.

CONSIDERATION OF HOUSE FILE NO. 1

Johnson of Marion asked and obtained unanimous consent to consider the amendments in the order of the sections to which they apply.

Venard of Sioux moved that the amendment to section one filed by him on March 6th and found on page 24 of the Journal be adopted.

Ratliff of Henry moved the previous question.

Motion prevailed.

On the question "Shall the amendment filed by Venard of Sioux be adopted?" a roll call was demanded.

The ayes were, 43.

Aiken of Ida	Griswold	Johnson of	Quirk
Allen	Hale	Dickinson	Reimers
Anderson	Haney	King	Rutledge
Bair	Hanson	Knudson	Saunders
Barnes	Hattendorf	Krouse	Smith
Bauer	Held	Lovrien	Thompson
Berry	Helgason	McCaulley	Torgeson
Bixler	Hill	Miller	Venard
Bush	Hollingsworth	Nelson	Wamstad
Copeland	Hopkins	Oliver	Wolfe
Forsling	Huff	Patterson	
		Prichard	

The nays were, 61.

Akin of Carroll	Cole of	Harrison	Gilmore	Harrison
Blackford	Craig		Greene	Hayes
Blythe	Crozier		Grimwood	Heald
Buchmiller	Eckles		Hager	Hempel
Charlton	Eden		Hagglund	Hollis
Christophel	Elliott		Hammer	Hubbard
Cole of Delaware	Fleming		Hansen	Hunt

Ickis	Kline	Nagle	Springer
Istad	Laughlin	Ontjes	Stepanek
Johnson of Keokuk	Lichty	Pattison	Thomas
Johnson of Marion	McIlrath	Ratliff	Troup
Kennedy, J. P.	McIntosh	Rice	Truax
Kennedy, W. S.	McMillan	Rust	Vaughn
Kent	Martin	Ryder	Wagner
	Mathews	Simmer	Walrod
	Maxfield		Wilson

Absent or not voting, 4.

Hines	Knutson	Roberts	Mr. Speaker
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The amendment was lost.

Hanson of Winnebago moved that the amendment filed by him, and found in the Journal of March 6, page 26, be adopted.

Thomas of Audubon moved the previous question.

Motion prevailed.

On the question "Shall the amendment filed by Hanson of Winnebago be adopted?" a roll call was demanded.

The ayes were, 33.

Aiken of Ida	Hale	Johnson of	Prichard
Allen	Hanson	Dickinson	Reimers
Anderson	Hattendorf	King	Rutledge
Bair	Held	Knudson	Smith
Barnes	Helgason	McCaulley	Torgeson
Bauer	Hill	Miller	Venard
Berry	Hollingworth	Nelson	Wamstad
Bixler	Huff	Oliver	Wolfe
Bush		Patterson	

The nays were, 65.

Akin of Carroll	Grimwood	Johnson of	Ratliff
Blackford	Hammer	Marion	Rice
Blythe	Hager	Kennedy, J. P.	Roberts
Buchmiller	Hagglund	Kennedy, W. S.	Ryder
Charlton	Hansen	Kent	Saunders
Christophel	Harrison	Laughlin	Simmer
Cole of Delaware	Heald	Lichty	Springer
Cole of Harrison	Hempel	McIlrath	Stepanek
Copeland	Hollis	McIntosh	Thomas
Craig	Hopkins	McMillan	Thompson
Crozier	Hubbard	Martin	Troup
Eckles	Hunt	Mathews	Truax
Eden	Hayes	Maxfield	Vaughn
Elliott	Ickis	Nagle	Wagner
Fleming	Istad	Ontjes	Walrod
Gilmore	Johnson of	Pattison	Wilson
Greene	Keokuk	Quirk	

Absent or not voting, 10.

Forsling	Hines	Krouse	Rust
Griswold	Kline	Lovrien	Mr. Speaker
Haney	Knutson		

Amendment lost.

Hale of Howard asked and obtained unanimous consent to withdraw the amendment filed by him on March 6th and found on page 26 of the Journal.

Harrison of Clarke moved that the amendment to section one filed on March 6th and found on page 27 of the Journal be adopted.

Amendment lost.

Vaughn of Ringgold asked and obtained unanimous consent to withdraw the amendment to section one filed on March 6th and found on page 28 of the Journal.

Objection was raised.

Cole of Delaware moved that the amendment filed by Vaughn of Ringgold be withdrawn.

Motion prevailed.

Springer of Decatur moved that the amendment to section one filed by him on March 6th and found on page 28 of the Journal be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 21.

Aiken of Ida	Harrison	Knudson	Oliver
Allen	Hattendorf	Laughlin	Rutledge
Anderson	Helgason	McCaulley	Springer
Barnes	Hill	Miller	Wamstad
Hale	Kent	Nelson	Wolfe
Hanson			

The nays were, 74.

Akin of Carroll	Buchmiller	Craig	Forsling
Bair	Bush	Crozier	Gilmore
Bauer	Charlton	Eckles	Greene
Berry	Christophel	Eden	Grimwood
Bixler	Cole of Delaware	Elliott	Hager
Blackford	Cole of Harrison		Hagglund
Blythe	Copeland	Fleming	Hammer

Hansen	Johnson	Martin	Simmer
Hayes	of Keokuk	Mathews	Smith
Heald	Johnson	Maxfield	Stepanek
Hempel	of Marion	Nagle	Thomas
Hollingsworth	Kennedy, J. P.	Ontjes	Thompson
Hollis	Kennedy, W. S.	Pattison	Torgeson
Hopkins	King	Quirk	Troup
Hubbard	Knutson	Ratliff	Truax
Ickis	Krouse	Reimers	Vaughn
Istad	Lichty	Rice	Wagner
Johnson	McIlrath	Rust	Walrod
of Dickinson	McIntosh	Ryder	Wilson
	McMillan	Saunders	

Absent or not voting, 13.

Griswold	Huff	Lovrien	Roberts
Haney	Hunt	Patterson	Venard
Held	Kline	Prichard	Mr. Speaker
Hines			

Amendment lost.

Rutledge of Webster moved that the amendment to section one filed on March 6th and found on page 29 of the Journal be adopted.

Simmer of Wapello raised the point of order that the amendment was not germane to the bill.

The Speaker pro tempore ruled that the point was well taken, and the amendment was out of order.

Miller of Shelby asked and obtained unanimous consent that the amendment to section one filed by him on March 6th and found on page 28 be withdrawn.

Oliver of Monona moved that the following amendment filed by him on March 6th be adopted.

Further amend section one (1) by adding to line two (2) the following words "or as are not now surfaced with gravel".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 28.

Aiken of Ida	Griswold	Johnson of	Oliver
Allen	Hanson	Dickinson	Patterson
Anderson	Hattendorf	King	Prichard
Barnes	Helgason	Krouse	Reimers
Bauer	Hill	Lovrien	Saunders
Berry	Hollingsworth	McCaulley	Springer
Bixler	Hopkins	Nelson	Thompson
			Wolfe

The nays were, 67.

Akin of Carroll	Grimwood	Johnson of	Quirk
Blackford	Hager	Marion	Ratliff
Blythe	Hagglund	Kennedy, J. P.	Rice
Buchmiller	Hale	Kennedy, W. S.	Roberts
Bush	Hammer	Kent	Rutledge
Christophel	Hansen	Knutson	Ryder
Cole of Delaware	Harrison	Laughlin	Simmer
Cole of Harrison	Hayes	Lichty	Smith
Copeland	Heald	McIlrath	Stepanek
Crozier	Held	McIntosh	Thomas
Eckles	Hempel	McMillan	Torgeson
Eden	Hollis	Martin	Troup
Elliott	Hubbard	Mathews	Truax
Fleming	Hunt	Maxfield	Vaughn
Forsling	Istad	Miller	Wagner
Gilmore	Johnson of	Nagle	Walrod
Greene	Keokuk	Ontjes	Wilson
		Pattison	

Absent or not voting, 13.

Bair	Hines	Kline	Venard
Charlton	Huff	Knudson	Wamstad
Craig	Ickis	Rust	Mr. Speaker
Haney			

Amendment lost.

Oliver of Monona moved that the following amendment filed by him on March 6th be adopted.

Further amend section one (1) by inserting a line seventy-four "a" (74a), Primary Road Number Thirty-seven (37), from Soldier to Sioux City, via Onawa.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 27.

Aiken of Ida	Griswold	Huff	Reimers
Allen	Hanson	Knudson	Smith
Anderson	Hattendorf	Lovrien	Springer
Barnes	Held	McCaulley	Torgeson
Berry	Helgason	Martin	Wamstad
Bixler	Hill	Oliver	Wolfe
Forsling	Hopkins	Prichard	

The nays were, 70.

Akin of Carroll	Bush	Craig	Gilmore
Bauer	Christophel	Crozier	Greene
Blackford	Cole of Delaware	Eckles	Grimwood
Blythe	Cole of Harrison	Eden	Hager
Buckmiller	Copeland	Elliott	Hagglund

Hammer	Johnson of	McMillan	Rust
Hansen	Keokuk	Mathews	Ryder
Harrison	Johnson of	Maxfield	Saunders
Hayes	Marion	Miller	Simmer
Heald	Kennedy, J. P.	Nagle	Stepanek
Hollingsworth	Kennedy, W. S.	Nelson	Thomas
Hollis	Kent	Ontjes	Thompson
Hubbard	King	Patterson	Troup
Hunt	Knutson	Pattison	Traux
Ickis	Krouse	Quirk	Vaughn
Istad	Laughlin	Ratliff	Wagner
Johnson of	Lichty	Rice	Walrod
Dickinson	McIlrath	Roberts	Wilson
	McIntosh		

Absent or not voting, 11.

Bair	Hale	Hines	Venard
Charlton	Haney	Kline	Mr. Speaker
Fleming	Hempel	Rutledge	

Amendment was lost.

Oliver of Monona moved that the following amendment filed by him on March 6th be adopted.

Further amend section one (1) by striking from line one hundred forty-three (143) thereof the figures "80" and inserting in lieu thereof the figures "90".

Crozier of Mahaska moved the previous question.

Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 29.

Aiken of Ida	Eden	Knudson	Patterson
Allen	Griswold	Krouse	Prichard
Anderson	Hale	Lovrien	Quirk
Barnes	Hattendorf	McCaulley	Reimers
Bauer	Held	McIlrath	Springer
Berry	Helgason	Nelson	Torgeson
Bixler	King	Oliver	Wolfe
Bush			

The nays were, 68.

Blackford	Copeland	Gilmore	Haney
Blythe	Craig	Greene	Hansen
Buchmiller	Crozier	Grimwood	Harrison
Christophel	Eckles	Hager	Hayes
Cole of Delaware	Elliott	Hagglund	Heald
Cole of Harrison	Forsling	Hammer	Hempel

Hill	Johnson	Mathews	Simmer
Hollingsworth	of Marion	Maxfield	Stepanek
Hollis	Kennedy, J. P.	Miller	Thomas
Hopkins	Kennedy, W. S.	Nagle	Thompson
Hubbard	Kent	Ontjes	Troup
Hunt	Kline	Pattison	Truax
Ickis	Knutson	Ratliff	Vaughn
Istad	Laughlin	Rice	Venard
Johnson	Lichty	Roberts	Wagner
of Dickinson	McIntosh	Rust	Walrod
Johnson	McMillan	Ryder	Wilson
of Keokuk	Martin	Saunders	

Absent or not voting, 11.

Akin of Carroll	Fleming	Huff	Wamstad
Bair	Hanson	Rutledge	Mr. Speaker
Charlton	Hines	Smith	

Amendment lost.

Haney of Mills offered the following amendment, and moved that it be adopted:

“Amend House File No. 1, section one (1), by adding thereto, line seventy-six A (76-A), to read as follows: ‘Primary road 41 from Malvern, Iowa, north to intersection of primary road 34.’”

Ontjes of Grundy moved the previous question.

Motion prevailed.

On the question “Shall the amendment filed by Haney of Mills be adopted?” a roll call was demanded.

The ayes were, 41.

Aiken of Ida	Hale	Knudson	Reimers
Allen	Haney	Krouse	Roberts
Anderson	Hanson	Laughlin	Rutledge
Bair	Hattendorf	McCaulley	Smith
Barnes	Held	Maxfield	Springer
Berry	Helgason	Miller	Torgeson
Bixler	Hill	Nelson	Vaughn
Bush	Hopkins	Oliver	Venard
Cole of Harrison	Huff	Patterson	Wamstad
Fleming	Ickis	Prichard	Wolfe
Griswold			

The nays were, 61.

Akin of Carroll	Cole of Delaware	Gilmore	Harrison
Bauer	Copeland	Greene	Hayes
Blackford	Craig	Grimwood	Heald
Blythe	Crozier	Hager	Hempel
Buchmiller	Eckles	Hagglund	Hollingsworth
Charlton	Eden	Hammer	Hollis
Christophel	Elliott	Hansen	Hubbard

Hunt	Kennedy, W. S.	Mathews	Simmer
Istad	Kent	Nagle	Stepanek
Johnson of Dickinson	King	Ontjes	Thomas
Johnson of Keokuk	Knutson	Pattison	Thompson
Johnson of Marion	Lichty	Quirk	Troup
Kennedy, J. P.	McIlrath	Ratliff	Truax
	McIntosh	Rice	Wagner
	McMillan	Ryder	Walrod
	Martin	Saunders	Wilson

Absent or not voting, 6.

Forsling	Kline	Rust	Mr. Speaker
Hines	Lovrien		

Amendment was lost.

Oliver of Monona offered the following amendment:

"Amend House File No. 1 by adding at the end of section one (1) the words:

"and there shall be added to the primary system the road starting from No. 75 at Onawa running west to a point on the Missouri River opposite Decatur, Nebraska."

Simmer of Wapello raised the point of order that the amendment could not be considered because it was not germane to the bill.

The Speaker pro tempore ruled the point well taken, and the amendment was declared out of order.

On motion of Knudson of Hamilton the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Mathews in the chair.

Reimers of Lyon, Forsling of Woodbury, and Lovrien of Humboldt offered the following resolution:

HOUSE RESOLUTION

Whereas, Many questions of constitutionality have arisen regarding

Whereas, Many of the members of the House of the Forty-second extra session are in doubt and wish to be informed as to the legal status of the county and state road bonds contemplated by this act,

Be It Therefore Resolved, That the attorney general of the state be requested to give the House an opinion as to the constitutionality of the following propositions:

1. Does the Constitution of the State of Iowa prohibit the payment of county primary road bonds such as have been issued from the proceeds of state bonds?

2. Does the Constitution of the State of Iowa prohibit the use of funds derived from motor vehicle license fees, as collected under present laws, for the payment of the county primary road bonds, such as have heretofore been issued?

3. Does the Constitution of the State of Iowa prohibit the use of funds derived from the gasoline tax, as collected under present laws, for the payment of the county primary road bonds, such as have heretofore been issued?

4. May, under the Constitution of the State of Iowa, the following three subjects be included in one bill and under one title:

(a) Submit to the electors a proposal for issuance of state bonds.

(b) Provide for the payment of the county bond issue from state funds.

(c) Provide for the payment of bonds issued by the state from the receipts from motor vehicle license fees and gasoline tax?

Reimers of Lyon asked unanimous consent for the immediate consideration of the resolution. Objection was raised.

Blackford of Van Buren moved that the resolution be tabled.

On the question "Shall the resolution be tabled?" a roll call was demanded and Rule 18 was invoked.

The ayes were, 59.

Akin of Carroll	Hagglund	Kennedy, W. S.	Ratliff
Blackford	Hammer	Kent	Rice
Blythe	Hansen	Kline	Rust
Charlton	Harrison	Knutson	Ryder
Christophel	Hayes	Laughlin	Saunders
Cole of Delaware	Heald	Lichty	Simmer
Cole of Harrison	Hollis	McIntosh	Smith
Craig	Hubbard	McMillan	Stepanek
Crozier	Ickis	Martin	Thomas
Eckles	Istad	Miller	Troup
Eden	Johnson	Nagle	Truax
Elliott	of Keokuk	Nelson	Vaughn
Gilmore	Johnson	Pattison	Wagner
Greene	of Marion	Prichard	Walrod
Grimwood	Kennedy, J. P.	Quirk	Wilson
Hager			

The nays were, 44.

Aiken of Ida	Berry	Forsling	Hattendorf
Allen	Bixler	Griswold	Helgason
Anderson	Buchmiller	Hale	Held
Bair	Bush	Haney	Hempel
Bauer	Fleming	Hanson	Hill

Hollingsworth	King	Mathews	Roberts
Hopkins	Knudson	Maxfield	Rutledge
Huff	Krouse	Oliver	Thompson
Hunt	Lovrien	Ontjes	Torgeson
Johnson	McCaulley	Patterson	Venard
of Dickinson	McIlrath	Reimers	Wamstad
			Wolfe

Absent or not voting, 5.

Barnes	Copeland	Springer	Mr. Speaker
	Hines		

Motion prevailed and the resolution was tabled.

HONORABLE J. H. ANDERSON ADDRESSES THE HOUSE

King of Clay moved that Hon. J. H. Anderson, former Speaker of the House, be invited to address the House at this time.

Motion prevailed and Mr. Anderson was escorted to the Speaker's station where he briefly addressed the House.

The House resumed consideration of House File No. 1.

Bixler of Adams offered the following amendment as a substitute for all pending amendments to section three (3) and moved its adoption.

Amend House File No. 1 by striking out section 3 and inserting in lieu thereof the following:

Sec. 3. In order to provide funds with which to aid in meeting the cost of improving the primary roads as this Act provides, the State of Iowa is hereby authorized to become indebted in the amount of One Hundred Million Dollars (\$100,000,000) and in evidence thereof there shall be issued and sold negotiable serial bonds of the State as hereinafter provided. The total amount of bonds issued hereunder shall not exceed One Hundred Million Dollars. (In no event shall the total amount of state bonds issued hereunder plus the total amount of county primary road bonds plus the bonds issued by counties to refund county primary road bonds exceed the sum of one hundred million dollars.) The proceeds of said bonds shall be paid into the treasury of the state from which there is hereby created a primary road bond fund to be expended in the improvement of the primary roads of the state as provided in this Act, and for expenses incurred in carrying out the provisions of this Act.

Torgeson of Worth offered the following amendment to the amendment:

"Strike from line eight (8) the words 'primary road' and insert in lieu thereof the words 'issued for primary road purposes'."

Patterson of Kossuth moved the previous question.

Motion prevailed.

The amendment to the amendment was lost.

Hollingsworth of Boone moved the previous question.

Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 47.

Aiken of Ida	Hale	King	Patterson
Allen	Haney	Kline	Prichard
Anderson	Hanson	Knudson	Quirk
Bair	Hattendorf	Krouse	Reimers
Barnes	Held	Lovrien	Rutledge
Bauer	Helgason	McCaulley	Saunders
Berry	Hollingsworth	McIlrath	Smith
Bixler	Hopkins	Maxfield	Thompson
Buchmiller	Huff	Miller	Torgeson
Bush	Johnson of	Nelson	Venard
Fleming	Dickinson	Oliver	Wamstad
Griswold	Kent	Ontjes	Wolfe

The nays were, 59.

Akin of Carroll	Grimwood	Johnson of	Ratliff
Blackford	Hager	Keokuk	Rice
Blythe	Hagglund	Johnson of	Roberts
Charlton	Hammer	Marion	Rust
Christophel	Hansen	Kennedy, J. P.	Ryder
Cole of Delaware	Harrison	Kennedy, W. S.	Simmer
Cole of Harrison	Hayes	Knutson	Springer
Copeland	Heald	Laughlin	Stepanek
Craig	Hempel	Lichty	Thomas
Crozier	Hill	McIntosh	Troup
Eckles	Hollis	McMillan	Traux
Eden	Hubbard	Martin	Vaughn
Elliott	Hunt	Mathews	Wagner
Forsling	Ickis	Nagel	Walrod
Gilmore	Istad	Pattison	Wilson
Greene			

Absent or not voting, 2.

Hines Mr. Speaker

Amendment lost.

Oliver of Monona moved that the following amendments to section three (3) filed by him, and found in the Journal of March 6. be adopted.

To amend section three (3) by striking from line four (4) of said section the words "one hundred" and inserting in lieu thereof the words "fifty-seven" and by changing the figures "\$100,000,000" and inserting in lieu thereof the figures "\$57,000,000".

Further amend section three (3) by striking from line seven (7) the words "one hundred" and inserting in lieu thereof the words "fifty-seven".

On the question "Shall the amendment filed by Oliver of Monona be adopted?" a roll call was demanded.

The ayes were, 39.

Aiken of Ida	Griswold	King	Quirk
Allen	Hale	Knudson	Reimers
Anderson	Haney	Lovrien	Rutledge
Bair	Hanson	McCaulley	Smith
Barnes	Hattendorf	Maxfield	Thompson
Bauer	Held	Nelson	Torgeson
Berry	Helgason	Oliver	Venard
Bixler	Hollingsworth	Ontjes	Wamstad
Buchmiller	Hopkins	Patterson	Wolfe
Bush	Huff	Prichard	

The nays were, 61.

Akin of Carroll	Hager	Johnson of	Nagle
Blackford	Hagglund	Marion	Pattison
Blythe	Hammer	Kennedy, J. P.	Ratliff
Charlton	Hansen	Kennedy, W. S.	Rice
Christophel	Harrison	Kent	Roberts
Cole of Delaware	Hayes	Kline	Ryder
Cole of Harrison	Heald	Knutson	Simmer
Copeland	Hempel	Krouse	Springer
Craig	Hill	Laughlin	Stepanek
Crozier	Hollis	Lichty	Thomas
Eden	Hubbard	McIlrath	Troup
Elliott	Hunt	McIntosh	Truax
Fleming	Istad	McMillan	Vaughn
Forsling	Johnson of	Martin	Wagner
Greene	Keokuk	Mathews	Walrod
Grimwood		Miller	Wilson

Absent or not voting, 8.

Eckles	Hines	Johnson of	Saunders
Gilmore	Ickis	Dickinson	Mr. Speaker
		Rust	

Amendment lost.

Oliver of Monona moved that the following amendment filed by him and found in the Journal of March 6th be adopted.

Further amend section three (3) by striking from line ten (10) thereof the words "any county" and inserting in lieu thereof the words "all the counties in the state of Iowa" and by striking the word "any" as it appears at the end of line ten (10) in said section and the word "county"

in line eleven (11) and inserting in lieu thereof the words "all the counties in the state of Iowa". Also by striking from line eleven (11) the following words "and outstanding in said year".

McIntosh of Muscatine moved that action be deferred on the amendment.

Forsling of Woodbury moved that the House adjourn until 9:00 a. m. Friday.

On the question "Shall the House adjourn until 9:00 a. m. Friday?" a roll call was demanded.

The ayes were, 39.

Akin of Carroll	Elliott	Helgason	Miller
Allen	Forsling	Hempel	Nelson
Anderson	Greene	Hollis	Oliver
Bair	Grimwood	Istad	Ontjes
Barnes	Griswold	Johnson	Quirk
Berry	Hale	of Dickinson	Roberts
Cole of Harrison	Hansen	King	Saunders
Craig	Hanson	Knudson	Smith
Crozier	Hattendorf	McCaulley	Springer
Eden	Hayes	Maxfield	Walrod

The nays were, 55.

Blackford	Heald	Kline	Rutledge
Blythe	Held	Knutson	Ryder
Buchmiller	Hill	Krouse	Simmer
Bush	Hollingsworth	Laughlin	Stepanek
Charlton	Hopkins	McIlrath	Thomas
Christophel	Hubbard	McIntosh	Thompson
Cole of Delaware	Hunt	McMillan	Torgeson
Copeland	Johnson	Martin	Troup
Eckles	of Keokuk	Mathews	Truax
Fleming	Johnson	Nagle	Vaughn
Hager	of Marion	Pattison	Venard
Hagglund	Kennedy, J. P.	Ratliff	Wagner
Hammer	Kennedy, W. S.	Reimers	Wamstad
Harrison	Kent	Rice	Wilson
			Wolfe

Absent or not voting, 14.

Aiken of Ida	Haney	Lichty	Prichard
Bauer	Hines	Lovrien	Rust
Bixler	Huff	Patterson	Mr. Speaker
Gilmore	Ickis		

Motion to adjourn lost.

The motion to defer action on the amendment prevailed.

Patterson of Kossuth asked and obtained unanimous consent to withdraw his amendment to section three (3) filed March 6th and found on page 25 of the Journal.

Torgeson of Worth asked and obtained unanimous consent to withdraw his amendment to section three (3) filed March 6th and found on page 25 of the Journal.

Bixler of Adams asked and obtained unanimous consent to withdraw the following amendment, filed March 6th and found on page 27 of the Journal:

Knudson of Hamilton offered the following amendment to section four:

Amend House File No. 1, section four (4) by striking from line four the words "and one-half".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 55.

Aiken of Ida	Flemming	Istad	Ontjes
Allen	Forsling	Johnson of	Patterson
Anderson	Griswold	Dickinson	Prichard
Bair	Hagglund	King	Quirk
Barnes	Haney	Knudson	Reimers
Bauer	Hanson	Krouse	Rutledge
Berry	Hattendorf	Lovrien	Saunders
Bixler	Held	McCaulley	Smith
Blythe	Helgason	McIlrath	Thompson
Buchmiller	Hempel	Martin	Torgeson
Bush	Hill	Maxfield	Vaughn
Christophel	Hopkins	Miller	Venard
Craig	Hubbard	Nelson	Wamstad
Crozier	Huff	Oliver	Wolfe

The nays were, 50.

Akin of Carroll	Gilmore	Heald	Kennedy, J. P.
Blackford	Greene	Hollingsworth	Kennedy, W. S.
Charlton	Grimwood	Hollis	Kent
Cole of Delaware	Hager	Hunt	Kline
Cole of Harrison	Hale	Ickis	Knutson
Copeland	Hammer	Johnson of	Laughlin
Eckles	Hansen	Keokuk	Lichty
Eden	Harrison	Johnson of	McIntosh
Elliott	Hayes	Marion	McMillan

Mathews
Nagle
Pattison
Ratliff

Rice
Roberts
Rust
Ryder

Simmer
Stepanek
Thomas
Troup

Traux
Wagner
Walrod
Wilson

Absent or not voting, 3.

Hines

Springer

Mr. Speaker

Amendment adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled:

Senate Joint Resolution No. 1, relating to the selection of employees for the special session of the Forty-second General Assembly.

FRED R. BLYTHE,
Chairman House Committee.

DENVER L. WILSON,
Chairman Senate Committee.

BILLS SIGNED BY THE SPEAKER PRO TEMPORE

The Speaker pro tempore of the House announced that, as Speaker pro tempore of the House, he had signed in the presence of the House, the following bill: Senate Joint Resolution No. 1.

AMENDMENTS FILED

HOUSE FILE NO. 1

Torgeson of Worth filed the following amendment:

Amend House File No. 1 by striking therefrom all of section sixteen (16) and inserting in lieu thereof the following:

“Sec. 16. The authorization voted by any county to issue bonds for primary road work shall, upon the taking effect of this Act, become null and void as to any of such bonds not actually issued and sold; and no county primary road bonds shall be authorized or issued thereafter.”

Haney of Mills filed the following amendments:

Amend House File No. 1, section fourteen (14), line three (3), by striking the word "and" following the word "fees" and inserting in lieu thereto the word "or".

Also, amend House File No. 1, section one (1), by adding thereto line seventy-six (76) A to read as follows: "Primary road forty-one (41) from Malvern, Iowa, north to intersection of primary road thirty-four (34)".

Bixler of Adams filed the following amendments:

Also amend House File No. 1 by inserting after section seventeen (17), the following:

Sec. 18. Sections 4753-A 10 to section 4753-A 17, inclusive, Code of Iowa, 1927, are hereby repealed.

Further amend House File No. 1 by renumbering sections eighteen (18) and nineteen (19) to conform with this amendment.

Patterson of Kossuth and Saunders of Palo Alto filed the following amendment:

Amend House File No. 1 by adding at the end of section seven (7) the following as section 7-A:

"The state may purchase or condemn any corporate or private personal property, including cement or other manufactured or processed commodities that may be needed for the construction, maintenance or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the code, 1927."

Allen of Pocahontas filed the following amendments:

Amend section thirteen (13) of House File No. 1 by adding line seven (7) which shall read as follows:

"It shall not be the purpose of this section to decrease the amount accruing from the gasoline tax for the benefit of the secondary roads."

Further amend section thirteen (13) of House File No. 1 by adding to line four (4), following the word "tax," the following:

“, now arising for the benefit of the primary road fund,”.

Johnson of Dickinson filed the following amendment:

Amend House File No. 1 as follows:

Strike from line 145 of section 1 the words "as current primary road funds are available" and insert after the word "graveled" in line 146 the words "in lieu of those herein designated for pavement and not already paved, but not to exceed the mileage herein authorized."

Also amend section 4 by striking from lines 3 and 4 the words "the rate of not to exceed four and one-half per cent per annum payable semi-annually" and inserting "payable semi-annually at the lowest rate which will allow said bonds to be sold at par."

Also, amend section 13 by inserting after the word "tax" in line 4 the words "now diverted to the primary road fund" and by inserting after the word "said" in the same line the words "portion of the".

On motion of Charlton of Polk the House adjourned until 9:00 a. m. Friday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 9, 1928.

The House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by Rev. Walter J. Stewart, pastor United Presbyterian Church of Oskaloosa, Iowa.

Journal of March 8th corrected and approved.

COMMUNICATION FROM MRS. L. V. CARTER

The following communication was received from Mrs. L. V. Carter:

Eldora Hospital,
Eldora, Iowa, March 8, 1928.

To the Iowa House of Representatives,
Des Moines, Iowa.

Dear Friends:

We want to thank you for your kind and sympathetic message of a few days ago and for the beautiful flowers which have just been brought to Mr. Carter's room in five gorgeous bouquets.

This expression of your interest and good wishes almost overwhelms us and words fail to express how very much we appreciate your thoughtfulness.

Mr. Carter gains a little each day and his physician encourages us in thinking that he may, in time, recover.

He has suffered a very keen sense of disappointment at not being able to attend the special session.

Again thanking you for your generous expression,
Very truly,

MRS. L. V. CARTER.

Oliver of Monona asked and obtained unanimous consent to have the remarks of Hon. J. H. Anderson printed in the Journal.

Hill of Floyd asked unanimous consent to introduce the following bill:

A BILL FOR

AN ACT to repeal section forty-seven hundred fifty-five b-twenty-three (4755-b23), Code of Iowa, 1927, and to enact in lieu thereof the following:

"In computing the amount which shall be refunded under sections forty-seven hundred fifty-five b-twenty-one (4755-b21), forty-seven hundred fifty-five b-twenty-two (4755-b22), forty-seven hundred fifty-five b-twenty-four (4755-b24), forty-seven hundred fifty-five b-twenty-five (4755-b25), interest shall be computed on the amount of special assessments so refunded from the date of the assessment to the date of the refund. Interest on deferred installments shall cease on the date of the call of the last outstanding certificates of the district."

Objection raised.

Hill of Floyd moved that the rules be suspended and that the introduction of the bill be permitted.

Akin of Carroll moved the previous question.

Motion prevailed.

On the question "Shall the rules be suspended and the bill be introduced?" a roll call was demanded.

The ayes were, 34.

Allen	Hanson	Kline	Smith
Anderson	Hattendorf	Knutson	Springer
Barnes	Held	Nelson	Thompson
Bixler	Helgason	Oliver	Torgeson
Buchmiller	Hill	Patterson	Venard
Elliott	Huff	Reimers	Wamstad
Gilmore	Kennedy, J. P.	Rutledge	Wolfe
Hammer	Kennedy, W. S.	Ryder	
Haney	King	Simmer	

The nays were, 61.

Akin of Carroll	Greene	Ickis	Mathews
Bair	Grimwood	Istad	Miller
Bauer	Hager	Johnson of	Nagle
Blackford	Hagglund	Dickinson	Ontjes
Blythe	Hale	Johnson of	Pattison
Bush	Hansen	Keokuk	Quirk
Charlton	Harrison	Johnson of	Ratliff
Christophel	Hayes	Marion	Rice
Cole of Delaware	Heald	Kent	Roberts
Cole of Harrison	Hempel	Knudson	Thomas
Craig	Hines	Krouse	Troup
Crozier	Hollingsworth	Laughlin	Traux
Eckles	Hollis	McCaulley	Vaughn
Eden	Hopkins	McIlrath	Wagner
Fleming	Hubbard	McIntosh	Walrod
Forsling	Hunt	McMillan	Wilson

Absent or not voting, 13.

Aiken of Ida	Lichty	Prichard	Mr. Speaker
Berry	Lovrien	Rust	
Copeland	Martin	Saunders	
Griswold	Maxfield	Stepanek	

Motion lost.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 1, a bill for an act relating to the improvement of the primary road system of Iowa, and to authorize the state of Iowa to issue \$100,000,000 in bonds in connection therewith, and to provide for the submission of this act to the people of the state.

WALTER H. BEAM, *Secretary.*

SENATE MESSAGE CONSIDERED

Senate File No. 1, a bill for an act to provide a comprehensive program for improvement of the primary road system of the State of Iowa; to authorize the State of Iowa to become indebted in the amount of \$100,000,000 in connection therewith; to provide for the issuance and sale of bonds of said State in evidence of said indebtedness; to budget the primary road fund so as to maintain and aid in the payment of the cost of said primary road improvements and to permit the payment therefrom of principal and interest of said bonds and bonds issued by any county in said State payable from said fund; to appropriate primary road funds for the payment of the principal and interest of said state road bonds; to provide for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest of said state road bonds; and to provide for the submission of this act to the people to be voted upon at the general election to be held in the year nineteen hundred twenty-eight.

Read first and second times.

Hansen of Scott moved that Senate File No. 1 be substituted for House File No. 1, and that House amendment to section four (4) be adopted as an amendment to Senate File No. 1.

Knudson of Hamilton moved to amend the motion of Hansen of Scott by adding thereto the following:

“and that all pending amendments to House File No. 1 be applied to Senate File No. 1.

Amendment adopted.

Motion to substitute, as amended, prevailed, and the amendment to section four (4) was adopted.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 1.

A. V. BLACKFORD
LEE NAGLE
J. H. HAGER
HARRY F. COPELAND
D. FULTON RICE

The roll was called to ascertain the absentees:

The roll call disclosed that all members were present except Speaker Carter, who had been previously excused.

CONSIDERATION OF SENATE FILE NO. 1

Johnson of Dickinson asked and obtained unanimous consent to withdraw his amendment to section four (4), filed in the Journal of March 8th, page 50.

Saunders of Palo Alto moved that the amendment to section seven (7), filed by him, and found in the Journal of March 8th, page 49, be adopted.

On the question “Shall the amendment be adopted?” a roll call was demanded.

The ayes were, 66.

Aiken of Ida	Blythe	Gilmore	Helgason
Allen	Buchmiller	Hagglund	Hempel
Anderson	Bush	Hale	Hill
Bair	Craig	Haney	Hollingsworth
Barnes	Eden	Hanson	Hopkins
Bauer	Fleming	Hattendorf	Hubbard
Bixler	Forsling	Held	

Huff	Krouse	Ontjes	Stepanek
Ickis	Lichty	Patterson	Thomas
Istad	Lovrien	Prichard	Thompson
Johnson of Dickinson	McCaulley	Quirk	Torgeson
Kent	McIlrath	Reimers	Vaughn
King	Martin	Roberts	Venard
Kline	Maxfield	Rutledge	Walrod
Knudson	Miller	Saunders	Wamstad
Knutson	Nelson	Smith	Wilson
	Oliver	Springer	Wolfe

The nays were, 29.

Blackford	Hager	Johnson of Marion	Ratliff
Charlton	Hammer	Kennedy, J. P.	Rice
Cole of Delaware	Harrison	Laughlin	Ryder
Cole of Harrison	Hayes	McIntosh	Simmer
Copeland	Hines	McMillan	Troup
Crozier	Hunt	Nagle	Truax
Greene	Johnson of Keokuk	Pattison	Wagner

Absent or not voting, 13.

Akin of Carroll	Eckles	Hansen	Kennedy, W. S.
Berry	Elliott	Heald	Mathews
Christophel	Griswold	Hollis	Rust
			Mr. Speaker

Amendment adopted.

Rutledge of Webster moved that action be deferred on the amendment to lines twenty-two (22) and twenty-three (23), section eight (8), filed by him and found in the Journal of March 6th, page, 27.

On the question "Shall action be deferred?" a roll call was demanded.

The ayes were, 62.

Aiken of Ida	Hager	Johnson of Dickinson	Oliver
Allen	Hale	Kennedy, W. S.	Ontjes
Anderson	Haney	Kent	Patterson
Bair	Hanson	King	Prichard
Barnes	Hattendorf	Kline	Quirk
Bauer	Heald	Knudson	Reimers
Berry	Held	Krouse	Roberts
Bixler	Helgason	Lichty	Rutledge
Bush	Hill	Lovrien	Saunders
Christophel	Hines	McCaulley	Smith
Cole of Harrison	Hollingsworth	McIlrath	Springer
Copeland	Hopkins	Martin	Torgeson
Eckles	Hubbard	Mathews	Vaughn
Fleming	Huff	Miller	Venard
Gilmore	Ickis	Nelson	Wamstad
Griswold			Wolfe

The nays were, 39.

Akin of Carroll	Grimwood	Johnson of	Ryder
Blackford	Hagglund	Marion	Simmer
Blythe	Hammer	Kennedy, J. P.	Stepanek
Buchmiller	Hansen	Laughlin	Thomas
Charlton	Harrison	McIntosh	Troup
Cole of Delaware	Hayes	McMillan	Traux
Craig	Hempel	Nagle	Wagner
Crozier	Hunt	Pattison	Walrod
Eden	Istad	Ratliff	Wilson
Elliott	Johnson of	Rice	
Greene	Keokuk		

Absent or not voting, 7.

Forsling	Knutson	Rust	Mr. Speaker
Hollis	Maxfield	Thompson	

Motion to defer action prevailed.

Kline of Davis moved to reconsider the vote by which the Saunders amendment adding Section 7-A to Senate File No. 1 was adopted.

Rutledge of Webster moved that the motion to reconsider by Kline of Davis be laid on the table.

Mr. Rutledge asked and obtained unanimous consent to withdraw his motion.

Mr. Kline asked and obtained unanimous consent to withdraw his motion.

Knudson of Hamilton moved that the amendment to section eight (8), filed by him on March 6th and found on page 25 of the Journal, be adopted.

Simmer of Wapello raised the point of order that the amendment could not be considered because it was not germane to the bill.

The Speaker pro tempore ruled the point was not well taken.

McIlrath of Poweshiek offered the following amendment to the amendment by Knudson of Hamilton:

“Change the comma (,) following the word “state” in line seven (7) to a period (.) and strike the remainder of the amendment.”

Rutledge of Webster moved that the amendment to lines twenty-two (22) and twenty-three (23), section eight (8), filed by him on March 6th and found on page 27 of the Journal, be substituted

for the amendment offered by Knudson of Hamilton and the amendment thereto by McIlrath of Poweshiek.

Cole of Harrison moved the previous question.

Motion prevailed.

On the question "Shall the substitution be made?" a roll call was demanded.

The ayes were, 46.

Aiken of Ida	Griswold	Johnson of	Quirk
Allen	Hager	Dickinson	Reimers
Anderson	Hale	King	Roberts
Bair	Haney	Krouse	Rutledge
Barnes	Hanson	Lovrien	Saunders
Bauer	Hattendorf	McCaulley	Smith
Berry	Held	Miller	Thompson
Bixler	Helgason	Nelson	Torgeson
Buchmiller	Hill	Oliver	Vaughn
Bush	Hollingsworth	Ontjes	Venard
Copeland	Huff	Patterson	Wolfe
Fleming	Istad	Prichard	

The nays were, 55.

Akin of Carroll	Hagglund	Johnson of	Ratliff
Blackford	Hammer	Marion	Rice
Blythe	Hansen	Kennedy, J. P.	Ryder
Charlton	Harrison	Kent	Simmer
Christophel	Hayes	Kline	Springer
Cole of Delaware	Heald	Laughlin	Stepanek
Cole of Harrison	Hempel	Lichty	Thomas
Craig	Hines	McIlrath	Troup
Crozier	Hollis	McIntosh	Truax
Eckles	Hopkins	McMillan	Wagner
Eden	Hubbard	Martin	Walrod
Elliott	Hunt	Mathews	Wilson
Gilmore	Iekis	Maxfield	
Green	Johnson of	Nagle	
Grimwood	Keokuk	Pattison	

Absent or not voting, 7.

Forsling	Knudson	Rust	Mr. Speaker
Kennedy, W. S.	Knutson	Wamstad	

Motion to substitute lost.

Martin of Jackson moved the previous question.

Motion prevailed.

On the question "Shall the amendment to the amendment offered by Knudson of Hamilton be adopted?" a roll call was demanded.

The ayes were, 47.

Aiken of Ida	Hale	King	Quirk
Allen	Haney	Knudson	Reimers
Anderson	Hanson	Lovrien	Roberts
Bair	Hattendorf	McCaulley	Rutledge
Barnes	Held	McIlrath	Saunders
Bauer	Helgason	Maxfield	Smith
Berry	Hempel	Miller	Thompson
Bixler	Hill	Nelson	Torgeson
Buchmiller	Hollingsworth	Oliver	Venard
Bush	Huff	Ontjes	Wamstad
Copeland	Johnson of	Patterson	Wolfe
Fleming	Dickinson	Prichard	
Griswold			

The nays were, 58.

Akin of Carroll	Hagglund	Johnson of	Pattison
Blackford	Hammer	Marion	Ratliff
Blythe	Hansen	Kennedy, J. P.	Rice
Charlton	Harrison	Kennedy, W. S.	Ryder
Christophel	Hayes	Kent	Simmer
Cole of Delaware	Heald	Kline	Springer
Cole of Harrison	Hines	Knutson	Stepanek
Craig	Hollis	Krouse	Thomas
Crozier	Hopkins	Laughlin	Troup
Eckles	Hubbard	Lichty	Truax
Eden	Hunt	McIntosh	Vaughn
Elliott	Ickis	McMillan	Wagner
Gilmore	Istad	Martin	Walrod
Greene	Johnson of	Mathews	Wilson
Grimwood	Keokuk	Nagle	
Hager			

Absent or not voting, 3.

Forsling Rust Mr. Speaker

Amendment to the amendment was lost.

Berry of Monroe moved that the House do now adjourn until 1:30 p. m. today.

Motion lost.

Kline of Davis offered the following amendment to the amendment by Knudson of Hamilton.

Amend by striking all after the word "the" as it appears last in line five (5) of the amendment and inserting in lieu thereof the following:

"cost per mile for use in the improvement of the secondary roads same to be expended by the board of supervisors".

On motion of Ratliff of Henry the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Mathews in the chair.

The House resumed consideration of Senate File No. 1.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 1:

A. V. BLACKFORD
J. H. HAGER
D. FULTON RICE
W. WALTER WILSON
FRED R. BLYTHE

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Speaker Carter who had been previously excused.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 3, relating to joint rules of the 42nd General Assembly being made the rules of the Special Session.

WALTER H. BEAM, *Secretary*.

SENATE CONCURRENT RESOLUTION NO. 3

Be It Resolved by the Senate, the House concurring, That the joint rules of the Forty-second General Assembly be made the joint rules of the special session.

Blackford of Van Buren called up Senate Concurrent Resolution No. 3, and asked unanimous consent for its immediate consideration.

Objection was made.

Blackford of Van Buren moved that the rules be suspended and the Concurrent Resolution be considered at this time.

On the question "Shall the rules be suspended?" a roll call was demanded.

The ayes were, 91.

Akin of Carroll	Hager	Johnson of	Quirk
Allen	Hagglund	Keckuk	Ratliff
Bair	Hale	Johnson of	Reimers
Barnes	Hammer	Marion	Rice
Bauer	Haney	Kennedy, J. P.	Roberts
Blackford	Hansen	Kline	Rutledge
Blythe	Hanson	Knudson	Ryder
Buchmiller	Harrison	Knutson	Saunders
Bush	Hattendorf	Krouse	Simmer
Charlton	Hayes	Laughlin	Smith
Christophel	Heald	Lichty	Springer
Cole of Delaware	Helgason	Lovrien	Stepanek
Cole of Harrison	Hempel	McCaulley	Thomas
Copeland	Hill	McIntosh	Thompson
Crozier	Hines	McMillan	Torgeson
Eckles	Hollingsworth	Martin	Troup
Eden	Hollis	Mathews	Truax
Elliott	Hopkins	Maxfield	Vaughn
Fleming	Hubbard	Miller	Wagner
Forsling	Hunt	Nagle	Walrod
Gilmore	Ickis	Ontjes	Wamstad
Greene	Istad	Patterson	Wilson
Grimwood	Johnson of	Pattison	Wolfe
	Dickinson	Prichard	

The nays were, 4.

Anderson	McIlrath	Nelson	Oliver
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Absent or not voting, 13.

Aiken of Ida	Griswold	Kennedy, W. S.	Rust
Berry	Held	Kent	Venard
Bixler	Huff	King	Mr. Speaker
Craig			

Motion prevailed and the rules were suspended.

Blackford of Van Buren moved that the Concurrent Resolution be adopted.

Motion prevailed and the Concurrent Resolution was adopted.

The House resumed consideration of Senate File No. 1.

On the question "Shall the amendment by Kline of Davis to the amendment by Knudson of Hamilton be adopted?" a roll call was demanded.

The ayes were, 49.

Aiken of Ida	Hager	Johnson of	Reimers
Allen	Hagglund	Keokuk	Rice
Anderson	Haney	Johnson of	Roberts
Barnes	Hanson	Marion	Ryder
Bauer	Hattendorf	Kennedy, W. S.	Saunders
Berry	Helgason	Kline	Simmer
Bixler	Hempel	Krouse	Springer
Blackford	Hill	Laughlin	Thomas
Blythe	Hopkins	Martin	Troup
Charlton	Huff	Nagle	Vaughn
Copeland	Ickis	Nelson	Wagner
Fleming	Istad	Ontjes	Wilson
Griswold		Ratliff	Wolfe

The nays were, 56.

Akin of Carroll	Hale	Kent	Patterson
Bair	Hammer	King	Pattison
Buchmiller	Hansen	Knudson	Prichard
Bush	Harrison	Knutson	Quirk
Christophel	Hayes	Lichty	Rust
Cole of Delaware	Heald	Lovrien	Rutledge
Cole of Harrison	Held	McCaulley	Smith
Craig	Hines	McIlrath	Stepanek
Eckles	Hollingsworth	McIntosh	Thompson
Eden	Hubbard	McMillan	Torgeson
Elliott	Hunt	Mathews	Truax
Forsling	Johnson of	Maxfield	Venard
Gilmore	Dickinson	Miller	Walrod
Greene	Kennedy, J. P.	Oliver	Wamstad
Grimwood			

Absent or not voting, 3.

Crozier Hollis Mr. Speaker

Amendment to the amendment lost.

Blackford of Van Buren offered the following amendment to the amendment by Knudson of Hamilton.

Amend the amendment by striking from the fifth line the words "to the various counties of the state upon the area basis", and substituting the following words: "among the counties of the state in the same ratio that the product of the area of the county and the approximate average cost of grading, draining and bridging one mile of the primary road of

said county bears to the sum of such products of all the counties of the state."

Amendment adopted.

Hunt of Louisa moved the previous question on the amendment by Knudson of Hamilton.

Motion prevailed.

On the question "Shall the amendment by Knudson of Hamilton, as amended, be adopted?" a roll call was demanded.

The ayes were, 50.

Aiken of Ida	Fleming	Johnson of	Patterson
Allen	Griswold	Dickinson	Prichard
Anderson	Hager	King	Quirk
Bair	Hale	Knudson	Reimers
Barnes	Haney	Krouse	Roberts
Bauer	Hanson	Lovrien	Rutledge
Berry	Hattendorf	McCaulley	Saunders
Bixler	Helgason	McIlrath	Smith
Blythe	Hempel	Maxfield	Thompson
Buchmiller	Hollingsworth	Miller	Torgeson
Bush	Hopkins	Nelson	Venard
Copeland	Huff	Oliver	Wamstad
Crozier		Ontjes	Wolfe

The nays were, 56.

Akin of Carroll	Hammer	Johnson of	Pattison
Blackford	Hansen	Marion	Ratliff
Charlton	Harrison	Kennedy, J. P.	Rice
Christophel	Hayes	Kennedy, W. S.	Rust
Cole of Delaware	Heald	Kent	Ryder
Cole of Harrison	Held	Kline	Simmer
Craig	Hill	Knutson	Stepanek
Eckles	Hines	Laughlin	Thomas
Eden	Hollis	Lichty	Troup
Elliott	Hubbard	McIntosh	Truax
Forsling	Hunt	McMillan	Vaughn
Gilmore	Ickis	Martin	Wagner
Greene	Istad	Mathews	Walrod
Grimwood	Johnson of	Nagle	Wilson
Hagglund	Keokuk		

Absent or not voting, 2.

Springer

Mr. Speaker

The amendment by Knudson of Hamilton, as amended, was rejected.

Oliver of Monona withdrew the last amendment to section three filed by him on March 6th, and offered the following amendment in lieu thereof:

Amend section 3, line 8 of Senate File No. 1 by striking the word "issued" at the end of line 8 and the words "hereunder and outstanding" in line 9, and inserting the following: "authorized under this act".

Also further amend section 3 by striking out the words "at any one" in line 11 and "time" in line 12.

Johnson of Marion offered the following amendment as a substitute for the amendment by Oliver of Monona:

Amend Senate File No. 1, section 3, by striking out lines 8, 9, 10, 11, and to the period in line 12, and inserting in lieu thereof the following:

"The total amount of outstanding state bonds issued hereunder plus the total amount of outstanding county primary road bonds, plus the total amount of outstanding bonds issued to refund county primary road bonds shall not at any time exceed the sum of one hundred million dollars."

On the question "Shall the substitution be made?" a roll call was demanded.

The ayes were, 65.

Akin of Carroll	Hager	Johnson of	Ontjes
Blackford	Hagglund	Keokuk	Pattison
Blythe	Hale	Johnson of	Ratliff
Charlton	Hammer	Marion	Rice
Christophel	Hansen	Kennedy, J. P.	Roberts
Cole of Delaware	Harrison	Kennedy, W. S.	Ryder
Cole of Harrison	Hayes	Kent	Simmer
Copeland	Heald	Kline	Springer
Craig	Hempel	Knutson	Stepanek
Crozier	Hill	Laughlin	Thomas
Eckles	Hines	Lichty	Troup
Eden	Hollis	McIntosh	Truax
Elliott	Hopkins	McMillan	Vaughn
Forsling	Hubbard	Martin	Wagner
Gilmore	Hunt	Mathews	Walroad
Greene	Ickis	Maxfield	Wilson
Grimwood	Istad	Nagle	

The nays were, 36.

Allen	Hattendorf	Lovrien	Reimers
Anderson	Helgason	McCaulley	Rutledge
Bair	Hollingsworth	McIlrath	Saunders
Barnes	Huff	Miller	Smith
Bixler	Johnson of	Nelson	Thompson
Buchmiller	Dickinson	Oliver	Torgeson
Bush	King	Patterson	Venard
Fleming	Knudson	Prichard	Wamstad
Haney	Krouse	Quirk	Wolfe
Hanson			

Absent or not voting, 7.

Aiken of Ida	Berry	Held	Mr. Speaker
Bauer	Griswold	Rust	

Motion prevailed and the substitution was made.

Haney of Mills offered the following amendment to the amendment by Johnson of Marion:

“Strike from lines seven and eight the words “at any time”.

On the question “Shall the amendment to the amendment be adopted?” a roll call was demanded.

The ayes were, 40.

Aiken of Ida	Hale	King	Quirk
Allen	Haney	Knudson	Reimers
Anderson	Hattendorf	Krouse	Roberts
Bair	Heald	Lovrien	Rutledge
Barnes	Held	McCaulley	Saunders
Bauer	Helgason	McIlrath	Smith
Berry	Hollingsworth	Nelson	Thompson
Bixler	Huff	Oliver	Venard
Buchmiller	Johnson of	Patterson	Wamstad
Bush	Dickinson	Prichard	Wolfe
Griswold			

The nays were, 62.

Akin of Carroll	Grimwood	Johnson of	Ontjes
Blackford	Hager	Keokuk	Pattison
Blythe	Haggerlund	Johnson of	Ratliff
Charlton	Hammer	Marion	Rice
Christophel	Hansen	Kennedy, J. P.	Ryder
Cole of Delaware	Harrison	Kennedy, W. S.	Simmer
Cole of Harrison	Hayes	Kent	Springer
Copeland	Hempel	Knutson	Stepanek
Craig	Hill	Laughlin	Thomas
Crozier	Hines	Lichty	Torgeson
Eckles	Hollis	McIntosh	Troup
Eden	Hopkins	McMillan	Truax
Elliott	Hubbard	Martin	Vaughn
Forsling	Hunt	Mathews	Wagner
Gilmore	Ickis	Miller	Walrod
Greene	Istad	Nagel	Wilson

Absent or not voting, 6.

Fleming	Kline	Rust	Mr. Speaker
Hanson	Maxfield		

Amendment to the amendment was lost.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 81.

Aiken of Ida	Greene	Istad	Miller
Akin of Carroll	Grimwood	Johnson of	Oliver
Anderson	Griswold	Dickinson	Ontjes
Barnes	Hager	Johnson of	Pattison
Bixler	Hagglund	Keokuk	Quirk
Blackford	Hale	Johnson of	Ratliff
Blythe	Hammer	Marion	Rice
Buchmiller	Hansen	Kennedy, J. P.	Roberts
Bush	Harrison	Kennedy, W. S.	Ryder
Charlton	Hayes	Kent	Saunders
Christophel	Heald	King	Simmer
Cole of Delaware	Held	Kline	Springer
Cole of Harrison	Helgason	Knutson	Stepanek
Copeland	Hempel	Krouse	Thomas
Craig	Hill	Laughlin	Troup
Crozier	Hines	Lichty	Truax
Eckles	Hollis	McIntosh	Vaughn
Eden	Hopkins	McMillan	Wagner
Elliott	Hubbard	Martin	Walrod
Forsling	Hunt	Mathews	Wamstad
Gilmore	Ickis	Maxfield	Wilson

The nays were, 17.

Allen	Haney	Lovrien	Reimers
Bair	Hanson	McCaulley	Smith
Bauer	Hattendorf	Nelson	Thompson
Berry	Hollingsworth	Patterson	Torgeson
Fleming			

Absent or not voting, 10.

Huff	Nagle	Rutledge	Mr. Speaker
Knudson	Prichard	Venard	
McIlrath	Rust	Wolfe	

Amendment adopted.

Oliver of Monona offered the following amendment:

Amend section four (4), line fifteen (15) by striking the word "may" and inserting in lieu thereof the word "shall".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 14.

Anderson	Hanson	Johnson of	Patterson
Berry	Hattendorf	Dickinson	Springer
Bixler	Helgason	Nelson	Venard
Grimwood	Hempel	Oliver	

The nays were, 78.

Akin of Carroll	Hagglund	Kennedy, J. P.	Quirk
Allen	Hale	Kennedy, W. S.	Ratloff
Bair	Hammer	Kent	Rice
Barnes	Haney	King	Roberts
Blackford	Hansen	Kline	Ryder
Blythe	Harrison	Knudson	Saunders
Buchmiller	Hayes	Krouse	Simmer
Charlton	Heald	Laughlin	Smith
Christophel	Hill	Lichty	Stepanek
Cole of Harrison	Hines	McCaulley	Thomas
Copeland	Hollingsworth	McIntosh	Thompson
Craig	Hollis	McMillan	Torgeson
Crozier	Hopkins	Martin	Troup
Eckles	Hubbard	Mathews	Truax
Eden	Hunt	Maxfield	Vaughn
Elliott	Ickis	Miller	Wagner
Fleming	Johnson of	Nagle	Walrod
Forsling	Keokuk	Ontjes	Wamstad
Gilmore	Johnson of	Pattison	Wilson
Greene	Marion	Prichard	
Hager			

Absent or not voting, 16.

Aiken of Ida	Griswold	Knutson	Rust
Bauer	Held	Lovrien	Rutledge
Bush	Huff	McIlrath	Wolfe
Cole of Delaware	Istad	Reimers	Mr. Speaker

Amendment lost.

Bixler of Adams moved that the amendment to section twelve (12), filed by him March 6th and found on page 27 of the Journal, be adopted.

J. P. Kennedy of Lee moved the previous question.

Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 33.

Aiken of Ida	Barnes	Buchmiller	Hattendorf
Allen	Bauer	Bush	Held
Anderson	Berry	Griswold	Helgason
Bair	Bixler	Hanson	Hill

Huff	Lovrien	Patterson	Thompson
Johnson of Dickinson	McCaulley	Prichard	Venard
Knudson	Miller	Reimers	Wamstad
Krouse	Nelson	Rutledge	
	Oliver	Smith	

The nays were, 68.

Blackford	Hagglund	Johnson of	Ontjes
Blythe	Hale	Keokuk	Pattison
Charlton	Hammer	Johnson of	Ratliff
Christophel	Haney	Marion	Rice
Cole of Delaware	Hansen	Kennedy, J. P.	Roberts
Cole of Harrison	Harrison	Kennedy, W. S.	Ryder
Copeland	Hayes	Kent	Saunders
Craig	Heald	Kline	Simmer
Crozier	Hempel	Knutson	Springer
Eckles	Hines	Laughlin	Stepanek
Eden	Hollingsworth	Lichty	Thomas
Elliott	Hollis	McIntosh	Torgeson
Fleming	Hopkins	McMillan	Troup
Forsling	Hubbard	Martin	Truax
Gilmore	Hunt	Mathews	Vaughn
Greene	Ickis	Maxfield	Wagner
Grimwood	Istad	Nagle	Walrod
Hager			Wilson

Absent or not voting, 7.

Akin of Carroll	McIlrath	Rust	Mr. Speaker
King	Quirk	Wolfe	

Amendment rejected.

Reimers of Lyon moved that the amendment to section twelve (12), filed by him, March 6th, and found on page 26 of the Journal, be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 37.

Aiken of Ida	Griswold	Johnson of	Ontjes
Allen	Hale	Dickinson	Patterson
Anderson	Haney	King	Prichard
Bair	Hanson	Knudson	Quirk
Barnes	Hattendorf	Krouse	Thompson
Bauer	Helgason	Lovrien	Torgeson
Bixler	Hollingsworth	McCaulley	Venard
Buchmiller	Hopkins	McIlrath	Wamstad
Bush	Huff	Nelson	Wolfe
Fleming		Oliver	

The nays were, 61.

Blackford	Hammer	Johnson of	Pattison
Blythe	Hansen	Marion	Ratliff
Charlton	Harrison	Kennedy, J. P.	Reimers
Christophel	Hayes	Kennedy, W. S.	Rice
Cole of Delaware	Heald	Kent	Roberts
Cole of Harrison	Hempel	Kline	Ryder
Craig	Hill	Knutson	Simmer
Crozier	Hines	Laughlin	Springer
Eckles	Hollis	Lichty	Stepanek
Eden	Hubbard	McIntosh	Thomas
Elliott	Hunt	McMillan	Troup
Gilmore	Ickis	Martin	Truax
Greene	Istad	Mathews	Vaughn
Grimwood	Johnson of	Maxfield	Wagner
Hager	Keokuk	Miller	Walrod
Hagglund		Nagle	Wilson

Absent or not voting, 10.

Akin of Carroll	Forsling	Rutledge	Smith
Berry	Held	Saunders	Mr. Speaker
Copeland	Rust		

Amendment lost.

Allen of Pocahontas asked and obtained unanimous consent to withdraw the amendment to section thirteen (13) line four (4), filed by him and found in the Journal of March 8th, page 49.

Allen of Pocahontas moved that the amendment to section thirteen (13), line seven (7), filed by him and found in the Journal of March 8th, page 49, be adopted.

Blackford of Van Buren raised the point of order that the amendment was not germane.

The Speaker pro tempore ruled that the point of order was not well taken.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 50.

Aiken of Ida	Griswold	King	Roberts
Allen	Hale	Knudson	Rutledge
Anderson	Haney	Lovrien	Saunders
Bair	Hanson	McCaulley	Smith
Barnes	Hattendorf	McIlrath	Springer
Bauer	Held	Miller	Thompson
Berry	Helgason	Nelson	Torgeson
Bixler	Hill	Oliver	Vaughn
Blythe	Hollingsworth	Ontjes	Venard
Buchmiller	Hubbard	Patterson	Wamstad
Bush	Huff	Prichard	Wilson
Craig	Johnson of	Quirk	Wolfe
Fleming	Dickinson	Reimers	

The nays were, 57.

Akin of Carroll	Hager	Johnson of	Mathews
Blackford	Hagglund	Keokuk	Maxfield
Charlton	Hammer	Johnson of	Nagle
Christophel	Hansen	Marion	Pattison
Cole of Delaware	Harrison	Kennedy, J. P.	Ratliff
Cole of Harrison	Hayes	Kennedy, W. S.	Rice
Copeland	Heald	Kent	Rust
Crozier	Hempel	Kline	Ryder
Eckles	Hines	Knutson	Simmer
Eden	Hollis	Krouse	Stepanek
Elliott	Hopkins	Laughlin	Thomas
Forsling	Hunt	Lichty	Troup
Gilmore	Ickis	McIntosh	Truax
Greene	Istad	McMillan	Wagner
Grimwood		Martin	Walrod

Absent or not voting, 1.

Mr. Speaker

Amendment lost.

J. P. Kennedy of Lee moved the previous question on all pending amendments.

Motion prevailed.

Johnson of Dickinson asked and obtained unanimous consent to withdraw the amendment to section thirteen (13) filed by him March 8th and found on page 50 of the Journal.

Johnson of Marion offered the following amendment and moved its adoption:

Amend Senate File No. 1 as follows:

(1) Amend section thirteen (13) by striking the word "tax" from line three (3), and inserting in lieu thereof the words "license fees".

(2) Amend section thirteen (13) by striking from line four (4) thereof the words "and tax".

(3) Amend section fourteen (14) by striking from line three (3) the word "tax", and substituting in lieu thereof the words "license fees".

Amendment adopted.

Rutledge of Webster moved that the amendment to section fourteen filed on March 6th and found on page 27 of the Journal be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 45.

Aiken of Ida	Hale	King	Reimers
Allen	Haney	Knudson	Rust
Anderson	Hanson	Krouse	Rutledge
Bair	Hattendorf	Lovrien	Saunders
Barnes	Held	McCaulley	Smith
Bauer	Helgason	McIlrath	Thompson
Berry	Hill	Miller	Torgeson
Bixler	Hollingsworth	Nelson	Venard
Buchmiller	Hopkins	Ontjes	Wamstad
Bush	Huff	Patterson	Wolfe
Fleming	Johnson of	Prichard	
Griswold	Dickinson	Quirk	

The nays were, 61.

Akin of Carroll	Hager	Johnson of	Ratliff
Blackford	Hagglund	Marion	Rice
Blythe	Hammer	Kennedy, J. P.	Roberts
Charlton	Hansen	Kennedy, W. S.	Ryder
Christophel	Harrison	Kent	Simmer
Cole of Delaware	Hayes	Kline	Springer
Cole of Harrison	Heald	Knutson	Stepanek
Copeland	Hempel	Laughlin	Thomas
Craig	Hines	Lichty	Troup
Crozier	Hollis	McIntosh	Truax
Eckles	Hubbard	McMillan	Vaughn
Eden	Hunt	Martin	Wagner
Elliott	Ickis	Mathews	Walrod
Forsling	Istad	Maxfield	Wilson
Gilmore	Johnson of	Nagle	
Greene	Keokuk	Pattison	
Grimwood			

Absent or not voting, 2.

Oliver Mr. Speaker

Amendment lost.

Forsling of Woodbury asked and obtained unanimous consent to withdraw the amendment to section fourteen (14) filed by him and found in the Journal of March 6th, page 25.

Patterson of Kossuth moved that the amendment to section fourteen (14) filed by him March 6th and found on page 24 of the Journal, be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 47.

Aiken of Ida	Hale	Knudson	Roberts
Akin or Carroll	Haney	Krouse	Rust
Allen	Hanson	Lovrien	Rutledge
Anderson	Hattendorf	McCaulley	Saunders
Bair	Held	McIlrath	Smith
Barnes	Helgason	Nelson	Springer
Bauer	Hempel	Oliver	Thompson
Bixler	Hollingsworth	Patterson	Torgeson
Buchmiller	Hopkins	Prichard	Venard
Bush	Huff	Quirk	Wamstad
Fleming	Johnson of	Reimers	Wolfe
Forsling	Dickinson		
Griswold	King		

The nays were, 59.

Blackford	Hagglund	Johnson of	Nagle
Blythe	Hammer	Marion	Ontjes
Charlton	Hansen	Kennedy, J. P.	Pattison
Christophel	Harrison	Kennedy, W. S.	Ratliff
Cole of Delaware	Hayes	Kent	Rice
Cole of Harrison	Heald	Kline	Ryder
Copeland	Hill	Knutson	Simmer
Craig	Hines	Laughlin	Stepanek
Crozier	Hollis	Lichty	Thomas
Eckles	Hubbard	McIntosh	Troup
Eden	Hunt	McMillan	Truax
Elliott	Ickis	Martin	Vaughn
Gilmore	Istad	Mathews	Wagner
Greene	Johnson of	Maxfield	Walrod
Grimwood	Keokuk	Miller	Wilson
Hager			

Absent or not voting, 2.

Berry Mr. Speaker

Amendment lost.

Patterson of Kossuth moved that the amendment to section fourteen filed on March 6th and found on page 26 of the Journal be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded, and Rule 18 was invoked.

The ayes were, 48.

Aiken of Ida	Bauer	Forsling	Held
Akin of Carroll	Berry	Griswold	Helgason
Allen	Bixler	Hale	Hempel
Anderson	Buchmiller	Haney	Hill
Bair	Bush	Hanson	Hopkins
Barnes	Fleming	Hattendorf	Huff

Johnson of Dickinson	McIlrath Nelson	Reimers Roberts	Springer Thompson
King	Oliver	Rust	Torgeson
Knudson	Patterson	Rutledge	Venard
Krouse	Prichard	Saunders	Wamstad
Lovrien	Quirk	Smith	Wolfe
McCaulley			

The nays were, 59.

Blackford	Hagglund	Johnson of Marion	Nagle
Blythe	Hammer	Kennedy, J. P.	Ontjes
Charlton	Hansen	Kennedy, W. S.	Pattison
Christophel	Harrison	Kent	Ratliff
Cole of Delaware	Hayes	Kline	Rice
Cole of Harrison	Heald	Knutson	Ryder
Copeland	Hines	Laughlin	Simmer
Craig	Hollingsworth	Lichty	Stepanek
Crozier	Hollis	McIntosh	Thomas
Eckles	Hubbard	McMillan	Troup
Eden	Hunt	Martin	Truax
Elliott	Ickis	Mathews	Vaughn
Gilmore	Istad	Maxfield	Wagner
Greene	Johnson of Keokuk	Miller	Walrod
Grimwood			Wilson
Hager			

Absent or not voting, 1.

Mr. Speaker

Amendment lost.

Knudson of Hamilton moved that the House adjourn until 9:00 a. m. Saturday.

On the question "Shall the House adjourn?" a roll call was demanded, and Rule 18 was invoked.

The ayes were, 45.

Aiken of Ida	Hale	King	Prichard
Akin of Carroll	Haney	Knudson	Quirk
Allen	Hanson	Knutson	Reimers
Anderson	Hattendorf	Krouse	Rust
Barnes	Held	Lovrien	Rutledge
Bauer	Helgason	McCaulley	Saunders
Berry	Hempel	McIlrath	Springer
Bixler	Hill	Maxfield	Truax
Craig	Hopkins	Nelson	Venard
Gilmore	Huff	Oliver	Wamstad
Greene	Johnson of Dickinson	Patterson	Wolfe
Griswold			

The nays were, 62.

Bair	Hager	Johnson of	Ratliff
Blackford	Hagglund	Marion	Rice
Blythe	Hammer	Kennedy, J. P.	Roberts
Buchmiller	Hansen	Kennedy, W. S.	Ryder
Bush	Harrison	Kent	Simmer
Charlton	Hayes	Kline	Smith
Christophel	Heald	Laughlin	Stepanek
Cole of Delaware	Hines	Lichty	Thomas
Cole of Harrison	Hollingsworth	McIntosh	Thompson
Copeland	Hollis	McMillan	Torgeson
Crozier	Hubbard	Martin	Troup
Eckles	Hunt	Mathews	Vaughn
Eden	Ickis	Miller	Wagner
Elliott	Istad	Nagle	Walrod
Fleming	Johnson of	Ontjes	Wilson
Forsling	Keokuk	Pattison	
Grimwood			

Absent or not voting, 1.

Mr. Speaker

Motion to adjourn lost.

Haney of Mills moved that the amendment to section fourteen (14), filed by him March 8th and found in the Journal on page 49, be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded, and Rule 18 invoked.

The ayes were, 53.

Aiken of Ida	Griswold	Kline	Reimers
Allen	Haney	Knudson	Roberts
Anderson	Hanson	Krouse	Rust
Bair	Hattendorf	Lovrien	Rutledge
Barnes	Held	McCaulley	Saunders
Bauer	Helgason	McIlrath	Smith
Berry	Hempel	Maxfield	Thompson
Bixler	Hill	Nelson	Torgeson
Blythe	Hines	Oliver	Vaughn
Buchmiller	Hopkins	Ontjes	Venard
Bush	Huff	Patterson	Wamstad
Christophel	Johnson of	Prichard	Wilson
Craig	Dickinson	Quirk	Wolfe
Fleming	King		

The nays were, 54.

Akin of Carroll	Copeland	Forsling	Hagglund
Blackford	Crozier	Gilmore	Hale
Charlton	Eckles	Greene	Hammer
Cole of Delaware	Eden	Grimwood	Hansen
Cole of Harrison	Elliott	Hager	Harrison

Hayes	Johnson of	McMillan	Simmer
Heald	Marion	Martin	Springer
Hollingsworth	Kennedy, J. P.	Mathews	Stepanek
Hollis	Kennedy, W. S.	Miller	Thomas
Hubbard	Kent	Nagle	Troup
Hunt	Knutson	Pattison	Truax
Ickis	Laughlin	Ratliff	Wagner
Istad	Lichty	Rice	Walrod
Johnson of Keokuk	McIntosh	Ryder	

Absent or not voting, 1.

Mr. Speaker

Amendment lost.

Bixler of Adams moved that the amendment to section fourteen filed on March 6th and found on page 27 of the Journal be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 43.

Aiken of Ida	Forsling	Johnson of	Prichard
Allen	Griswold	Dickinson	Quirk
Anderson	Hale	King	Reimers
Bair	Haney	Knudson	Roberts
Barnes	Hanson	Krouse	Rutledge
Bauer	Hattendorf	Lovrien	Saunders
Berry	Held	McCaulley	Smith
Bixler	Helgason	McIlrath	Thompson
Buchmiller	Hollingsworth	Nelson	Venard
Bush	Hopkins	Oliver	Wamstad
Fleming	Huff	Patterson	Wolfe

The nays were, 62.

Akin or Carroll	Hansen	Kennedy, J. P.	Ratliff
Blackford	Harrison	Kennedy, W. S.	Rice
Blythe	Hayes	Kent	Rust
Charlton	Heald	Kline	Ryder
Christophel	Hempel	Knutson	Simmer
Cole of Delaware	Hill	Laughlin	Springer
Cole of Harrison	Hines	Lichty	Stepanek
Copeland	Hollis	McIntosh	Thomas
Crozier	Hubbard	McMillan	Torgeson
Eckles	Hunt	Martin	Troup
Eden	Ickis	Mathews	Truax
Elliott	Istad	Maxfield	Vaughn
Gilmore	Johnson of	Miller	Wagner
Greene	Keokuk	Nagle	Walrod
Grimwood	Johnson of	Ontjes	Wilson
Hagglund	Marion	Pattison	
Hammer			

Absent or not voting, 3.

Craig Hager Mr. Speaker

Amendment lost.

Wamstad of Mitchell asked and obtained unanimous consent to withdraw the amendment to section seven filed on March 6th and found on page 29 of the Journal.

Torgeson of Worth moved that the amendment to section sixteen filed on March 8th and found on page 48 of the Journal be adopted.

Knutson of Cerro Gordo moved to substitute the following amendment for the amendment offered by Torgeson of Worth:

Amend section sixteen (16) by striking out the period (.) at the end thereof and inserting in lieu thereof a semicolon (;) and by adding the following: "provided, however, that if any county primary road bonds are issued subsequent to November 13, 1928, the issuance of such county primary road bonds shall cancel the authorization of a like amount of state road bonds provided for in this act."

Rutledge of Webster moved that the House do now adjourn until 9:00 a. m. Saturday.

On the question "Shall the House adjourn?" a roll call was demanded.

The ayes were, 58.

Aiken of Ida	Griswold	King	Reimers
Akin of Carroll	Hale	Kline	Rice
Allen	Haney	Knudson	Roberts
Anderson	Hansen	Krouse	Rust
Barnes	Hanson	Lovrien	Rutledge
Bauer	Hattendorf	McCaulley	Ryder
Berry	Heald	McIlrath	Saunders
Bixler	Held	Maxfield	Smith
Buchmiller	Helgason	Miller	Springer
Bush	Hempel	Nelson	Torgeson
Cole of Harrison	Hopkins	Oliver	Vaughn
Copeland	Huff	Ontjes	Venard
Craig	Istad	Patterson	Wamstad
Elliott	Johnson of	Prichard	Wolfe
Gilmore	Dickinson	Quirk	

The nays were, 46.

Blackford	Christophel	Eden	Greene
Blythe	Crozier	Fleming	Grimwood
Charlton	Eckles	Forsling	Hager

Hagglund	Ickis	Laughlin	Simmer
Hammer	Johnson of	Lichty	Stepanek
Harrison	Keokuk	McIntosh	Thomas
Hayes	Johnson of	McMillan	Thompson
Hines	Marion	Martin	Troup
Hollingsworth	Kennedy, J. P.	Mathews	Truax
Hollis	Kennedy, W. S.	Nagle	Wagner
Hubbard	Kent	Pattison	Walrod
Hunt	Knutson	Ratliff	Wilson

Absent or not voting, 4.

Bair

Cole of Delaware Hill

Mr. Speaker

Motion prevailed and the House stood adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 10, 1928.

The House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by Rev. E. G. Williams, pastor Westminster Presbyterian Church, Des Moines, Iowa.

Journal March 9th corrected and approved.

Patterson of Kossuth moved that the Journal be corrected on page 59 so that the answer to his first question will read "one hundred forty-three million" instead of "one hundred million," to correspond with the verbal answer made on the floor yesterday.

Johnson of Marion offered as a substitute motion for the motion by Patterson of Kossuth that the questions and answers printed in the Journal of March 9th, and found on page 59, be stricken from the Journal.

Blackford of Van Buren raised the point of order that the motion by Patterson of Kossuth was out of order, for the reason that the House did not have the right to change the replies filed by Johnson of Marion.

Speaker pro tempore ruled that the motion before the House was to strike both questions and answers and the point of order did not apply.

Ratliff of Henry moved the previous question.

Motion prevailed.

On the question "Shall the questions and answers found in the Journal of March 9th, and found on page 59, be stricken from the Journal?" a roll call was demanded.

The ayes were, 57.

Blackford	Craig	Grimwood	Hines
Blythe	Crozier	Hager	Hollis
Charlton	Eckles	Hagglund	Hubbard
Christophel	Eden	Hammer	Hunt
Cole of Delaware	Elliott	Hansen	Ickis
Cole of Harrison	Gilmore	Hayes	Istad
Copeland	Greene	Heald	

Johnson of Keokuk	Knutson Laughlin	Nagle Pattison	Stepanek Thomas
Johnson of Marion	Lichty McIntosh	Prichard Ratliff	Troup Truax
Kennedy, J. P.	McMillan	Rice	Vaughn
Kennedy, W. S.	Martin	Ryder	Wagner
Kent	Mathews	Simmer	Walrod
Kline	Maxfield	Springer	Wilson

The nays were, 48.

Aiken of Ida	Griswold	Johnson of Dickinson	Patterson
Allen	Hale	King	Quirk
Anderson	Haney	Knudson	Reimers
Bair	Hanson	Krouse	Roberts
Barnes	Harrison	Lovrien	Rust
Bauer	Hattendorf	McCaulley	Rutledge
Berry	Held	McIlrath	Saunders
Bixler	Hempel	Miller	Smith
Buchmiller	Hill	Nelson	Thompson
Bush	Hollingsworth	Oliver	Torgeson
Helgason	Hopkins	Ontjes	Venard
Fleming	Huff		Wamstad
			Wolf

Absent or not voting, 3.

Akin of Carroll Forsling Mr. Speaker

Motion prevailed and the questions and answers were stricken from the record.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 2, a bill for an act relative to the form of certificates of acknowledgment.

Also, that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 3, a bill for an act to legalize defective acknowledgments filed for record prior to March 10, 1928, and fixing time within which actions may be brought to enforce rights thereunder.

Also, that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 4, a bill for an act relating to the lien of judgments of the State and Federal Courts.

WALTER H. BEAM, *Secretary.*

CONSIDERATION OF SENATE AMENDMENTS

On request of Lovrien of Humboldt, unanimous consent having been given, House File No. 2, a bill for an act to amend section ten thousand one hundred three (10103) of the Code, 1927, relative to the form of acknowledgments by notaries public, with Senate amendment, was taken up and the amendment read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 2

Amend House File No. 2 by striking out everything after the quotation mark (") in line 9 thereof and inserting in lieu thereof the following:

No certificate of acknowledgment shall be held to be defective on account of the failure to show the official title of the officer making the certificate if such title appears either in the body of such certificate or in connection therewith, or with the signature thereto.

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after the passage and publication in the Evening Gazette and Republican, a newspaper published at Cedar Rapids, Iowa, and the Laurens Sun, a newspaper published at Laurens, Iowa.

Mr. Lovrien moved that the House concur in the Senate amendment.

On the question "Shall the House concur?"

The ayes were, 103.

Aiken of Ida	Griswold	Johnson of	Patterson
Allen	Hager	Keokuk	Pattison
Anderson	Hagglund	Johnson of	Prichard
Bair	Hale	Marion	Quirk
Barnes	Hammer	Kennedy, J. P.	Ratliff
Bauer	Haney	Kennedy, W. S.	Reimers
Bixler	Hansen	Kent	Rice
Blackford	Hanson	King	Roberts
Blythe	Harrison	Kline	Rust
Buchmiller	Hattendorf	Knudson	Rutledge
Bush	Hayes	Knutson	Ryder
Charlton	Heald	Krouse	Saunders
Christophel	Held	Laughlin	Simmer
Cole of Delaware	Helgason	Lichty	Smith
Cole of Harrison	Hempel	Lovrien	Springer
Copeland	Hill	McCaulley	Stepanek
Craig	Hines	McIlrath	Thomas
Crozier	Hollingsworth	McIntosh	Torgeson
Eckles	Hollis	McMillan	Troup
Eden	Hopkins	Martin	Truax
Elliott	Hubbard	Mathews	Vaughn
Fleming	Huff	Maxfield	Venard
Forsling	Hunt	Miller	Walrod
Gilmore	Ickis	Nagle	Wamstad
Greene	Istad	Nelson	Wilson
Grimwood	Johnson of	Oliver	Wolfe
	Dickinson	Ontjes	

The nays were, none.

Absent or not voting, 5.

Akin of Carroll	Thompson	Wagner	Mr. Speaker
Berry			

The House concurred in Senate amendment to House File No. 2.

On request of Lovrien, unanimous consent having been given, House File No. 3, a bill for an act to legalize defective acknowledgments by notaries public filed for record prior to March 10, 1928, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 3

Amend House File No. 3 by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. Any instrument in writing to which is attached a defective certificate of acknowledgment, which was, prior to the taking effect of this act, filed, recorded or spread upon the records in the office of the recorder of the proper county, together with the recording and the record thereof, is legalized and declared as valid, legal and binding, as if such instrument had been properly acknowledged and had had a proper certificate of acknowledgment thereto attached and had been legally recorded.

Sec. 2. Any person affected by the provisions of section one (1) hereof, failing to bring an action in a court of competent jurisdiction within thirty (30) days from the taking effect of this act, to protect any claim or right he might have, shall be barred hereafter from enforcing any such claim or right.

Sec. 3. Nothing in this Act shall affect pending litigation.

Sec. 4. This act being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Evening Gazette & Republican, a newspaper published at Cedar Rapids, Iowa, and the Laurens Sun, a newspaper published at Laurens, Iowa.

Amendment to title:

Amend by inserting after the word "defective" the words "certificate of".

Also, amend the title by striking out the word and figures "March 10, 1928," and inserting in lieu thereof the words "the taking effect of this Act".

Mr. Lovrien moved that the House concur in the Senate amendments.

On the question "Shall the House concur?"

The ayes were, 97.

Aiken of Ida	Hammer	Johnson of	Prichard
Anderson	Haney	Marion	Quirk
Bair	Hansen	Kennedy, J. P.	Ratliff
Barnes	Hanson	Kennedy, W. S.	Reimers
Bauer	Harrison	Kent	Rice
Bixler	Hattendorf	King	Rust
Blackford	Hayes	Kline	Rutledge
Blythe	Heald	Knudson	Ryder
Buchmiller	Held	Knutson	Saunders
Bush	Helgason	Krouse	Simmer
Christophel	Hempel	Laughlin	Smith
Cole of Delaware	Hill	Lichty	Springer
Cole of Harrison	Hines	Lovrien	Stepanek
Copeland	Hollingsworth	McCaulley	Thomas
Crozier	Hollis	McIlrath	Torgeson
Eckles	Hopkins	McIntosh	Troup
Eden	Hubbard	McMillan	Truax
Elliott	Huff	Martin	Vaughn
Fleming	Hunt	Mathews	Venard
Forsling	Ickis	Maxfield	Wagner
Gilmore	Istad	Miller	Walrod
Greene	Johnson of	Nelson	Wamstad
Grimwood	Dickinson	Oliver	Wilson
Hager	Johnson of	Ontjes	Wolfe
Hagglund	Keokuk	Pattison	
Hale			

The nays were, none.

Absent or not voting, 11.

Akin of Carroll	Charlton	Nagle	Thompson
Allen	Craig	Patterson	Mr. Speaker
Berry	Griswold	Roberts	

The House concurred in Senate amendments to House File No. 3.

Wagner of Scott asked and obtained unanimous consent that Roberts of Adair be excused from the House chamber for thirty minutes.

On request of Forsling of Woodbury, unanimous consent having been given, House File No. 4, a bill for an act to amend, revise and codify sections eleven thousand six hundred three (11603), eleven thousand six hundred four (11604), and eleven thousand six hundred five (11605) of the Code, 1927, relating to the lien of judgments of the State and Federal Courts, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 4

Amend section 1 by striking from line 5 the word "land" and inserting in lieu thereof the words "real estate".

Also, amend section 1 by striking from line 11 the word "land" and inserting in lieu thereof the words "real estate".

Also, amend section 1 by inserting at the end of line 14 the words "the district court of".

Also, amend section 1 by striking from line 15 the word "land" and inserting in lieu thereof the words "real estate".

Also, amend by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. Publication clause. This act is deemed of immediate importance and shall take effect from and after its publication in the Pioneer, a newspaper published at Cascade, Iowa, and the Laurens Sun, a newspaper published at Laurens, Iowa."

Mr. Forsling moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 91.

Aiken of Ida	Grimwood	Istad	Oliver
Allen	Griswold	Johnson of	Ontjes
Anderson	Hagger	Dickinson	Pattison
Bair	Hagglund	Johnson of	Prichard
Barnes	Hale	Keokuk	Quirk
Bauer	Hammer	Johnson of	Ratliff
Berry	Haney	Marion	Rice
Bixler	Hansen	Kennedy, J. P.	Ryder
Blackford	Hanson	Kennedy, W. S.	Saunders
Blythe	Harrison	Kent	Simmer
Buchmiller	Hayes	Kline	Smith
Bush	Heald	Knudson	Springer
Christophel	Held	Krouse	Stepanek
Cole of Delaware	Helgason	Lichty	Thomas
Cole of Harrison	Hempel	McCaulley	Torgeson
Copeland	Hill	McIlrath	Troup
Crozier	Hines	McIntosh	Truax
Eckles	Hollingsworth	McMillan	Vaughn
Eden	Hollis	Martin	Venard
Elliott	Hopkins	Mathews	Wagner
Fleming	Hubbard	Maxfield	Walrod
Forsling	Huff	Miller	Wamstad
Gilmore	Hunt	Nelson	Wilson
Greene	Ickis		

The nays were, none.

Absent or not voting, 17.

Akin of Carroll	Knutson	Patterson	Rutledge
Charlton	Laughlin	Reimers	Thompson
Craig	Lovrien	Roberts	Wolfe
Hattendorf	Nagle	Rust	Mr. Speaker
King			

The House concurred in Senate amendments to House File No. 4.

The House resumed consideration of Senate File No. 1.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 1.

H. M. GREENE
 J. N. HAYES
 LEE NAGLE
 JOS. WAGNER
 LENUS HAGGLUND

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Roberts of Adair and Speaker Carter, who had been previously excused.

Knutson of Cerro Gordo asked and obtained unanimous consent to withdraw the amendment to section sixteen filed by him on March 9th, and found on page 75 of the Journal.

Torgeson of Worth moved that the amendment to section sixteen, filed on March 8th and found on page 48 of the Journal, be amended as follows:

Amend section sixteen (16) by inserting the words "now or hereafter" after the word "voted" in line one (1).

Amendment to the amendment adopted.

Amendment, as amended, adopted.

Torgeson of Worth moved to reconsider the vote by which the amendment by Johnson of Marion to section 3 was adopted, for the purpose of filing the following substitute:

MR. SPEAKER: I move to amend Senate File Number one (1) as amended by striking from section three (3) the Johnson of Marion amendment and inserting in lieu thereof the following:

"The indebtedness of the State for primary road purposes, when combined with the total indebtedness of the counties of the State for primary road purposes and the bonds issued to refund county primary road bonds, shall not at any one time exceed the amount of One Hundred Million (\$100,000,000.00) Dollars."

Simmer of Wapello raised the point of order that the motion for reconsideration could not be made by Mr. Torgeson, he having voted with the minority.

Upon referring to the record, the Speaker pro tempore ruled the point was well taken and the motion declared out of order.

Bixler of Adams moved to reconsider the vote by which the amendment by Johnson of Marion to section three (3) was adopted.

On the question "Shall the vote be reconsidered?" a roll call was demanded.

The ayes were, 39.

Aiken of Ida	Griswold	Krouse	Rust
Allen	Haney	Lovrien	Rutledge
Anderson	Hanson	McCaulley	Smith
Bair	Hattendorf	Miller	Thompson
Barnes	Helgason	Nelson	Torgeson
Bauer	Hill	Oliver	Vaughn
Berry	Huff	Ontjes	Venard
Bixler	King	Patterson	Wamstad
Bush	Kline	Quirk	Wolfe
Fleming	Knudson	Reimers	

The nays were, 63.

Akin of Carroll	Grimwood	Istad	Nagle
Blackford	Hager	Johnson of	Pattison
Blythe	Hagglund	Keokuk	Prichard
Buchmiller	Hale	Johnson of	Ratliff
Charlton	Hansen	Marion	Rice
Christophel	Harrison	Kennedy, J. P.	Roberts
Cole of Delaware	Hayes	Kennedy, W. S.	Ryder
Cole of Harrison	Heald	Kent	Saunders
Copeland	Hempel	Knutson	Simmer
Craig	Hines	Laughlin	Springer
Eckles	Hollingsworth	Lichty	Stepanek
Eden	Hollis	McIntosh	Thomas
Hammer	Hopkins	McMillan	Troup
Elliott	Hubbard	Martin	Wagner
Forsling	Hunt	Mathews	Walrod
Gilmore	Ickis	Maxfield	Wilson
Greene			

Absent or not voting, 6.

Crozier
Held

Johnson of
Dickinson

McIlrath
Truax

Mr. Speaker

Motion lost.

Bush of Cherokee moved to reconsider the vote by which the amendment by Johnson of Marion to section 3 was adopted, for the purpose of permitting Torgeson of Worth to submit the following amendment:

MR. SPEAKER: I move to amend Senate File number one (1) by striking from section three (3) thereof the Johnson of Marion amendment and substituting in lieu thereof the following:

“On January 1, 1935, the total amount of bonds issued and outstanding under this act plus the total amount of county primary road bonds issued and outstanding in the state plus the total amount of refunded county primary road bonds issued and outstanding in the state shall not exceed \$100,000,000.00, and no more bonds shall thereafter be issued in either class.”

Johnson of Marion raised the point of order that the motion to reconsider having been decided negatively could not again be repeated.

The Speaker pro tempore ruled the point well taken.

Johnson of Dickinson moved that the amendment to section one, filed on March 8th, and found on pages 49 and 50, be adopted.

On the question “Shall the amendment be adopted?” a roll call was demanded.

The ayes were, 38.

Aiken of Ida
Allen
Anderson
Barnes
Berry
Bixler
Buchmiller
Bush
Griswold
Hale

Hanson
Hattendorf
Held
Helgason
Hollingsworth
Huff
Johnson of
Dickinson
King
Knudson

Krouse
Lovrien
McCaulley
Martin
Miller
Nelson
Oliver
Patterson
Prichard
Quirk

Reimers
Rust
Rutledge
Saunders
Smith
Springer
Thompson
Torgeson
Venard

The nays were, 63.

Akin of Carroll	Grimwood	Johnson of	Hayes
Blackford	Hager	Keokuk	Ontjes
Blythe	Hagglund	Johnson of	Pattison
Charlton	Haney	Marion	Ratliff
Christophel	Hansen	Kennedy, J. P.	Rice
Cole of Delaware	Harrison	Kennedy, W. S.	Roberts
Cole of Harrison	Heald	Kent	Ryder
Copeland	Hempel	Kline	Simmer
Craig	Hill	Knutson	Stepanek
Crozier	Hines	Laughlin	Thomas
Eckles	Hollis	Lichty	Troup
Eden	Hopkins	McIntosh	Vaughn
Hammer	Hubbard	McMillan	Wagner
Elliott	Hunt	Mathews	Walrod
Forsling	Ickis	Maxfield	Wamstad
Gilmore	Istad	Nagle	Wilson
Greene			

Absent or not voting, 7.

Bair	Fleming	Truax	Mr. Speaker
Bauer	McIlrath	Wolfe	

Amendment lost.

Akin of Carroll asked and obtained unanimous consent to be excused from the call of the House for a few minutes.

Oliver of Monona moved that the House do now adjourn until 9:00 a. m. Monday.

On the question "Shall the House adjourn?" a roll call was demanded.

The ayes were, 10.

Anderson	Bixler	Knudson	Rust
Barnes	Griswold	Oliver	Wolfe
Berry	Helgason		

The nays were, 83.

Bauer	Hammer	Held	Johnson of
Blackford	Elliott	Hempel	Keokuk
Blythe	Fleming	Hill	Johnson of
Buchmiller	Forsling	Hines	Marion
Bush	Gilmore	Hollingsworth	Kennedy, J. P.
Christophel	Greene	Hollis	Kennedy, W. S.
Cole of Delaware	Grimwood	Hopkins	Kent
Cole of Harrison	Hager	Hubbard	King
Copeland	Hagglund	Hunt	Kline
Craig	Hale	Ickis	Knutson
Crozier	Harrison	Istad	Krouse
Eckles	Hattendorf	Johnson of	Laughlin
Eden	Heald	Dickinson	Lichty

McCaulley	Nelson	Rice	Truax
McIlrath	Hayes	Rutledge	Vaughn
McIntosh	Ontjes	Ryder	Venard
McMillan	Patterson	Smith	Wagner
Martin	Pattison	Springer	Walrod
Mathews	Prichard	Stepanek	Wamstad
Maxfield	Quirk	Thomas	Wilson
Miller	Ratliff	Torgeson	
Nagle	Reimers	Troup	

Absent or not voting, 15.

Aiken of Ida	Charlton	Huff	Simmer
Akin of Carroll	Hayes	Lovrien	Thompson
Allen	Hansen	Roberts	Mr. Speaker
Bair	Hanson	Saunders	

Motion lost.

Bixler of Adams moved that the amendment filed by him on March 8th, and found on page 49, adding section eighteen to the bill, be adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 28.

Allen	Griswold	Kline	Quirk
Anderson	Hale	Knudson	Rust
Barnes	Hanson	Lovrien	Springer
Bauer	Hattendorf	McCaulley	Thompson
Berry	Helgason	Nelson	Torgeson
Bixler	Huff	Oliver	Venard
Bush	King	Patterson	Wolfe

The nays were, 66.

Blackford	Hager	Johnson of	Ontjes
Blythe	Hagglund	Marion	Pattison
Buchmiller	Hansen	Kennedy, J. P.	Ratliff
Charlton	Harrison	Kennedy, W. S.	Rice
Christophel	Heald	Kent	Roberts
Cole of Delaware	Hampel	Knutson	Ryder
Cole of Harrison	Hill	Krouse	Simmer
Craig	Hines	Laughlin	Stepanek
Crozier	Hollingsworth	Lichty	Thomas
Eckles	Hollis	McIntosh	Troup
Eden	Hopkins	McMillan	Truax
Hammer	Hubbard	Martin	Vaughn
Elliott	Hunt	Mathews	Wagner
Fleming	Ickis	Maxfield	Walrod
Forsling	Istad	Miller	Wamstad
Gilmore	Johnson of	Nagle	Wilson
Greene	Keokuk	Hayes	
Grimwood			

Absent or not voting, 14.

Aiken of Ida	Haney	McIlrath	Saunders
Akin of Carroll	Held	Prichard	Smith
Bair	Johnson of	Reimers	Mr. Speaker
Copeland	Dickinson	Rutledge	

Amendment lost.

Kline of Davis offered the following amendment and moved its adoption:

Amend section eight, line twenty-three by striking the period (.) following the figures "1927" and inserting in lieu thereof the following: "as amended by the Acts of the special session of the Forty-second General Assembly".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 91.

Aiken of Ida	Hager	Johnson of	Prichard
Allen	Hagglund	Marion	Quirk
Anderson	Hale	Kennedy, J. P.	Ratliff
Barnes	Hammer	Kennedy, W. S.	Reimers
Bauer	Haney	Kent	Rice
Berry	Hansen	Kline	Roberts
Bixler	Hanson	Knudson	Rutledge
Blythe	Harrison	Knutson	Ryder
Buchmiller	Hattendorf	Krouse	Saunders
Bush	Hayes	Laughlin	Simmer
Charlton	Heald	Lichty	Smith
Christophel	Helgason	Lovrien	Stepanek
Cole of Delaware	Hempel	McCaulley	Thomas
Copeland	Hill	McIntosh	Thompson
Craig	Hines	McMillan	Torgeson
Crozier	Hollingsworth	Martin	Troup
Eckles	Hollis	Mathews	Truax
Eden	Hopkins	Maxfield	Vaughn
Elliott	Hubbard	Miller	Wagner
Fleming	Huff	Nagle	Walrod
Gilmore	Hunt	Nelson	Wamstad
Greene	Ickis	Oliver	Wilson
Griswold	Istad	Pattison	Wolfe

The nays were, 15.

Bair	Held	King	Rust
Blackford	Johnson of	McIlrath	Springer
Cole of Harrison	Dickinson	Ontjes	Venard
Forsling	Johnson of	Patterson	
Grimwood	Keokuk		

Absent or not voting, 2.

Akin of Carroll Mr. Speaker

Amendment adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 5, a bill for an act relating to the publication of the Acts and the Journals of the Extra Session of the 42nd General Assembly.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 8, a bill for an act relating to an appropriation for the Champion Drum Corps of the United States War Veterans of America, the National Champion Fancy Drill Team of the U. S. Spanish War Veterans to the national convention of the United States War Veterans of America to be held in Cuba.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 10, a bill for an act relating to fixing the compensation of the officers and employees of the extra session of the Forty-second General Assembly and making an appropriation to pay expenses thereof.

WALTER H. BEAM, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 5, a bill for an act to provide for the publication of the Acts and the Journals of the Extra Session of the Forty-second General Assembly.

Read first and second times.

Haney of Mills moved that the special rule prohibiting the consideration of other legislation be suspended in so far as S. F. No. 5 is concerned.

Motion prevailed.

Hubbard of Pottawattamie moved that the rule be suspended and that Senate File No. 5 be considered at this time.

Motion prevailed.

J. P. Kennedy of Lee moved that the rule prohibiting the second and third readings of a bill on the same day be suspended.

Motion prevailed.

Hubbard of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Anderson	Hager	Johnson of	Pattison
Bair	Hagglund	Marion	Prichard
Barnes	Hale	Kennedy, J. P.	Quirk
Bauer	Hammer	Kennedy, W. S.	Ratliff
Bixler	Haney	Kent	Reimers
Blackford	Hansen	King	Rice
Blythe	Hanson	Kline	Roberts
Buchmiller	Harrison	Knudson	Rutledge
Bush	Hattendorf	Knutson	Ryder
Charlton	Hayes	Krouse	Saunders
Christophel	Held	Laughlin	Springer
Cole of Delaware	Helgason	Lichty	Stepanek
Cole of Harrison	Hempel	Lovrien	Thomas
Copeland	Hill	McCaulley	Thompson
Craig	Hines	McIlrath	Torgeson
Crozier	Hollingsworth	McIntosh	Troup
Eckles	Hollis	McMillan	Truax
Eden	Hopkins	Mathews	Vaughn
Elliott	Hubbard	Maxfield	Venard
Fleming	Huff	Miller	Walrod
Forsling	Hunt	Nagle	Wamstad
Gilmore	Ickis	Nelson	Wilson
Greene	Istad	Oliver	Wolfe
Grimwood	Johnson of	Ontjes	
Griswold	Keokuk	Patterson	

The nays were, 1.

Berry

Absent or not voting, 11.

Aiken of Ida	Heald	Martin	Smith
Akin of Carroll	Johnson of	Rust	Wagner
Allen	Dickinson	Simmer	Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Rutledge of Webster moved that the special rule prohibiting consideration of other legislation be suspended in so far as Senate File No. 8 is concerned.

Senate File No. 8, a bill for an act to appropriate a fund for the expenses of the National Champion Drum Corps of the United Spanish War Veterans of America; the National Champion Fancy

Drill Team of the United Spanish War Veterans Auxiliary of the United States of America, in attending a national convention of the United Spanish War Veterans of America and Auxiliary, to be held in Havana, Cuba, in October, 1928.

Smith of O'Brien moved the previous question.

Motion prevailed.

On the question "Shall the rule be suspended?" a roll call was demanded.

The ayes were, 66.

Allen	Hammer	Johnson of	Prichard
Anderson	Haney	Dickinson	Ratliff
Bair	Hansen	Kennedy, J. P.	Reimers
Bauer	Hanson	Kennedy, W. S.	Rice
Bixler	Harrison	King	Roberts
Charlton	Hattendorf	Knudson	Rust
Copeland	Hayes	Knutson	Rutledge
Craig	Helgason	Krouse	Ryder
Eckles	Hempel	Laughlin	Saunders
Eden	Hill	Lichty	Stepanek
Elliott	Hines	Lovrien	Thomas
Forsling	Hollis	McCaulley	Troup
Gilmore	Hopkins	McIlrath	Vaughn
Greene	Hubbard	McIntosh	Wagner
Grimwood	Huff	Martin	Walrod
Hager	Ickis	Oliver	Wolfe
Hale	Istad	Patterson	

The nays were, 40.

Aiken of Ida	Fleming	Kent	Simmer
Barnes	Griswold	Kline	Smith
Berry	Hagglund	McMillan	Springer
Blackford	Heald	Mathews	Thompson
Blythe	Held	Maxfield	Torgeson
Buchmiller	Hollingsworth	Miller	Truax
Bush	Hunt	Nagle	Venard
Christophel	Johnson of	Nelson	Wamstad
Cole of Delaware	Keokuk	Ontjes	Wilson
Cole of Harrison	Johnson of	Pattison	
Crozier	Marion	Quirk	

Absent or not voting, 2.

Akin of Carroll Mr. Speaker

The motion, having failed to receive a two-thirds majority, was lost.

Senate File No. 10, a bill for an act fixing the compensation of the officers and employees of the Extra Session of the Forty-

second General Assembly and making an appropriation to pay the expenses of the said extra session.

Read first and second times and referred to committee on appropriations.

On motion of Knudson of Hamilton the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Mathews in the chair.

The House resumed consideration of Senate File No. 1.

Grimwood of Jones moved the previous question on all pending amendments and the main bill, and that all members be limited to fifteen minutes debate on the main bill.

Berry of Monroe moved to amend the motion by Grimwood of Jones by allowing each member all the time desired to talk on the main bill.

J. P. Kennedy of Lee moved that the debate close at five p. m. today and that the House come to a vote at that time.

Berry of Monroe moved as a substitute for the original motion and all pending amendments that after the final disposition of all pending amendments to Senate File No. 1, the further consideration of the bill be made a Special Order for 9:00 a. m. Monday.

On the question "Shall the substitute motion by Berry of Monroe for the motion by Grimwood of Jones be adopted?" a roll call was demanded.

The ayes were, 40.

Aiken of Ida	Hale	Johnson of	Quirk
Allen	Haney	Dickinson	Rice
Anderson	Hanson	King	Roberts
Bair	Hattendorf	Knudson	Simmer
Barnes	Held	Krouse	Thompson
Bauer	Helgason	Lovrien	Vaughn
Berry	Hempel	McCaulley	Venard
Bixler	Hopkins	Nelson	Wamstad
Craig	Huff	Oliver	Wolfe
Gilmore	Ickis	Patterson	
Griswold	Istad		

The nays were, 63.

Akin of Carroll	Hager	Kennedy, J. P.	Pattison
Blackford	Hagglund	Kennedy, W. S.	Prichard
Blythe	Hammer	Kent	Ratliff
Bush	Hansen	Kline	Reimers
Charlton	Harrison	Laughlin	Ryder
Christophel	Heald	Lichty	Saunders
Cole of Delaware	Hill	McIlrath	Smith
Cole of Harrison	Hines	McIntosh	Springer
Copeland	Hollingsworth	McMillan	Stepanek
Crozier	Hollis	Martin	Thomas
Eckles	Hubbard	Mathews	Torgeson
Eden	Hunt	Maxfield	Troup
Elliott	Johnson of	Miller	Truax
Fleming	Keokuk	Nagle	Wagner
Forsling	Johnson of	Hayes	Walrod
Greene	Marion	Ontjes	Wilson
Grimwood			

Absent or not voting, 5.

Buchmiller	Rust	Rutledge	Mr. Speaker
Knutson			

Motion lost.

On the question "Shall the amendment by J. P. Kennedy of Lee closing debate at five o'clock be adopted?" a roll call was demanded.

The ayes were, 1.

Hansen

The nays were, 99.

Aiken of Ida	Elliott	Hollingsworth	Lichty
Akin of Carroll	Fleming	Hollis	Lovrien
Allen	Forsling	Hopkins	McCaulley
Anderson	Gilmore	Hubbard	McIlrath
Barnes	Greene	Huff	McIntosh
Bauer	Grimwood	Hunt	McMillan
Berry	Griswold	Ickis	Mathews
Bixler	Hager	Istad	Maxfield
Blackford	Hagglund	Johnson of	Miller
Blythe	Hale	Dickinson	Nagle
Buchmiller	Haney	Johnson of	Nelson
Bush	Hanson	Keokuk	Oliver
Charlton	Harrison	Johnson of	Ontjes
Christophel	Hattendorf	Marion	Patterson
Cole of Delaware	Hayes	Kennedy, J. P.	
Cole of Harrison	Heald	Kent	Pattison
Copeland	Held	King	Prichard
Craig	Helgason	Kline	Quirk
Crozier	Hempel	Knudson	Ratliff
Eckles	Hill	Krouse	Reimers
Eden	Hines	Laughlin	Roberts

Rutledge	Springer	Troup	Walrod
Ryder	Stepanek	Truax	Wamstad
Saunders	Thomas	Vaughn	Wilson
Simmer	Thompson	Venard	Wolfe
Smith	Torgeson	Wagner	

Absent or not voting, 8.

Bair	Kennedy, W. S.	Martin	Rust
Hammer	Knutson	Rice	Mr. Speaker

Motion lost.

On the question "Shall the amendment by Berry of Monroe allowing each member unlimited debate on the main bill be adopted?" a roll call was demanded.

The ayes were, 71.

Aiken of Ida	Greene	Kennedy, W. S.	Prichard
Allen	Griswold	Kent	Quirk
Anderson	Hagglund	King	Reimers
Bair	Hale	Kline	Rice
Barnes	Haney	Knudson	Roberts
Bauer	Hanson	Krouse	Rust
Berry	Hattendorf	Laughlin	Rutledge
Bixler	Hayes	Lovrien	Ryder
Blythe	Held	McCaulley	Saunders
Buchmiller	Helgason	McIntosh	Simmer
Bush	Hempel	McMillan	Springer
Christophel	Hill	Martin	Thompson
Copeland	Hopkins	Maxfield	Torgeson
Crozier	Huff	Miller	Vaughn
Eckles	Hunt	Nagle	Venard
Elliott	Istad	Nelson	Wamstad
Fleming	Johnson of	Oliver	Wilson
Gilmore	Dickinson	Patterson	Wolfe

The nays were, 36.

Akin of Carroll	Hager	Johnson of	Pattison
Blackford	Hansen	Keokuk	Ratliff
Charlton	Harrison	Johnson of	Smith
Cole of Delaware	Heald	Marion	Stepanek
Cole of Harrison	Hines	Kennedy, J. P.	Thomas
Craig	Hollingsworth	Knutson	Troup
Eden	Hollis	Lichty	Truax
Hammer	Hubbard	McIlrath	Wagner
Forsling	Ickis	Mathews	Walrod
Grimwood		Ontjes	

Absent or not voting, 1.

Mr. Speaker

Amendment adopted.

Rutledge of Webster moved to amend the motion by Grimwood of Jones so as to permit full discussion on all pending amendments.

Motion prevailed.

On the question "Shall the motion by Grimwood of Jones, as amended, be adopted?" a roll call was demanded.

The ayes were, 64.

Aiken of Ida	Griswold	King	Reimers
Allen	Hale	Kline	Roberts
Anderson	Haney	Knudson	Rust
Bair	Hanson	Krouse	Rutledge
Barnes	Hattendorf	Laughlin	Ryder
Bauer	Hayes	Lichty	Saunders
Berry	Heald	McCaulley	Simmer
Bixler	Helgason	McIlrath	Springer
Buchmiller	Hempel	Mathews	Thompson
Bush	Hill	Maxfield	Torgeson
Christophel	Hopkins	Miller	Truax
Cole of Harrison	Huff	Nelson	Vaughn
Craig	Istad	Oliver	Venard
Eckles	Johnson of	Patterson	Wagner
Fleming	Dickinson	Prichard	Wamstad
Gilmore	Kennedy, W. S.	Quirk	Wolfe
Greene			

The nays were, 35.

Blackford	Grimwood	Johnson of	Pattison
Blythe	Hager	Keokuk	Ratliff
Charlton	Hagglund	Johnson of	Rice
Cole of Delaware	Hansen	Marion	Smith
Copeland	Harrison	Kennedy, J. P.	Stepanek
Crozier	Hines	Knutson	Thomas
Eden	Hollingsworth	Lovrien	Troup
Hammer	Hollis	McMillan	Walrod
Elliott	Ickis	Ontjes	Wilson
Forsling			

Absent or not voting, 9.

Akin of Carroll	Hunt	McIntosh	Nagle
Held	Kent	Martin	Mr. Speaker
Hubbard			

So the motion, having failed to receive a two-thirds majority, was lost.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 1:

A. V. BLACKFORD
 J. H. HAGER
 D. FULTON RICE
 W. WALTER WILSON
 FRED R. BLYTHE

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Speaker Carter, who had been previously excused.

Akin of Carroll offered the following amendment and moved its adoption:

Amend Senate File No. 1, section 14 by inserting after the number of the section the following:

"if this act is adopted by the people the state department of Justice shall upon the adoption by the Executive Council of the first resolution authorizing the issuance of bonds hereunder immediately bring an action testing the validity of this act, and in that event the Executive Council shall proceed no further toward the issuance of bonds hereunder until the validity of this act shall have been determined."

I also move to amend Senate File No. 1, section 14, by striking from line one of said section the word "if" and substituting therefor the word "should"; also by striking from said line one the word "shall".

Oliver of Monona offered the following amendment to the amendment and moved its adoption:

Amend the amendment offered by Akin of Carroll to Senate File No. 1, section fourteen (14) by adding thereto the following:

"but no bonds shall be sold or debts created under this act unless and until a favorable decision is rendered by said court".

On the question "Shall the amendment to the amendment be adopted?" a roll call was demanded.

The ayes were, 35.

Aiken of Ida	Bauer	Griswold	Held
Allen	Berry	Hale	Helgason
Anderson	Bixler	Haney	Hopkins
Bair	Buchmiller	Hanson	Huff
Barnes	Bush	Hattendorf	

Johnson of Dickinson	Krouse McIlrath	Oliver Patterson	Rust Rutledge
King	Martin	Quirk	Thompson
Knudson	Nelson	Reimers	Venard Wolfe

The nays were, 63.

Akin of Carroll	Hammer	Kennedy, J. P.	Rice
Blackford	Harrison	Kennedy, W. S.	Ryder
Blythe	Hayes	Kent	Saunders
Charlton	Heald	Kline	Simmer
Christophel	Hempel	Knutson	Smith
Cole of Delaware	Hill	Laughlin	Stepanek
Cole of Harrison	Hines	Lichty	Thomas
Copeland	Hollingsworth	McIntosh	Torgeson
Craig	Hollis	McMillan	Troup
Crozier	Hubbard	Mathews	Truax
Eden	Hunt	Maxfield	Vaughn
Elliott	Ickis	Miller	Wagner
Gilmore	Istad	Nagle	Walrod
Greene	Johnson of	Ontjes	Wamstad
Grimwood	Keokuk	Pattison	Wilson
Hager	Johnson of	Ratliff	
Hagglund	Marion		

Absent or not voting, 10.

Eckles	Hansen	McCaulley	Roberts
Fleming	Lovrien	Prichard	Springer
Forsling			Mr. Speaker

Amendment to the amendment lost.

Charlton of Polk moved the previous question on all pending amendments and the main bill.

On the question "Shall the previous question be ordered on all pending amendments and the main bill?" a roll call was demanded.

The ayes were, 35.

Blackford	Hager	Kennedy, J. P.	Simmer
Buchmiller	Hammer	Knutson	Stepanek
Charlton	Harrison	Lichty	Thomas
Cole of Delaware	Helgason	McIlrath	Torgeson
Cole of Harrison	Hunt	McMillan	Troup
Crozier	Ickis	Martin	Truax
Eckles	Johnson of	Pattison	Wagner
Eden	Keokuk	Ratliff	Walrod
Elliott	Johnson of	Ryder	
Grimwood	Marion		

The nays were, 65.

Aiken of Ida	Bauer	Bush	Gilmore
Anderson	Berry	Christophel	Greene
Bair	Bixler	Copeland	Griswold
Barnes	Blythe	Craig	Hagglund

Hale	Hopkins	McCaulley	Reimers
Haney	Hubbard	McIntosh	Rice
Hansen	Huff	Mathews	Roberts
Hanson	Istad	Maxfield	Rust
Hattendorf	Johnson of	Miller	Rutledge
Hayes	Dickinson	Nagle	Saunders
Heald	Kent	Nelson	Smith
Held	King	Oliver	Vaughn
Hempel	Kline	Ontjes	Venard
Hill	Knudson	Patterson	Wamstad
Hines	Krouse	Prichard	Wilson
Hollingsworth	Laughlin	Quirk	Wolfe
Hollis	Lovrien		

Absent or not voting, 8.

Akin of Carroll	Fleming	Kennedy, W. S.	Thompson
Allen	Forsling	Springer	Mr. Speaker

Motion lost.

On the question "Shall the amendment by Akin of Carroll to Section 14 be adopted?" a roll call was demanded.

The ayes were, 93.

Aiken of Ida	Greene	Istad	Oliver
Akin of Carroll	Grimwood	Johnson of	Ontjes
Allen	Griswold	Dickinson	Patterson
Anderson	Hager	Johnson of	Pattison
Bair	Hagglund	Keokuk	Prichard
Barnes	Hale	Johnson of	Reimers
Bauer	Hammer	Marion	Rice
Berry	Haney	Kennedy J. P.	Roberts
Bixler	Harrison	Kennedy, W. S.	Rust
Blackford	Hattendorf	King	Rutledge
Blythe	Hayes	Kline	Ryder
Buchmiller	Heald	Knudson	Saunders
Bush	Held	Knutson	Smith
Christophel	Helgason	Krouse	Springer
Cole of Delaware	Hempel	Laughlin	Stepanek
Copeland	Hill	Lichty	Thomas
Craig	Hines	McCaulley	Thompson
Crozier	Hollingsworth	McIlrath	Troup
Eckles	Hollis	McIntosh	Truax
Eden	Hopkins	McMillan	Vaughn
Elliott	Hubbard	Maxfield	Venard
Fleming	Huff	Miller	Walrod
Forsling	Hunt	Nagle	Wilson
Gilmore	Ickis	Nelson	Wolfe

The nays were, 12.

Cole of Harrison	Kent	Mathews	Torgeson
Hansen	Lovrien	Quirk	Wagner
Hanson	Martin	Simmer	Wamstad

Absent or not voting, 3.

Charlton	Ratliff	Mr. Speaker	
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Amendment adopted.

Greene of Pottawattamie moved that the House recess until 3:00 o'clock today.

Motion prevailed.

House reconvened.

Forsling of Woodbury moved that the call of the House be now raised.

Motion lost.

HOUSE AMENDMENTS TO SENATE FILE NO. 1

(Printed for information)

Amend Senate File No. 1, section 3, by striking out lines 8, 9, 10, 11, and to the period in line 12, and inserting in lieu thereof the following:

"The total amount of outstanding state bonds issued hereunder plus the total amount of outstanding county primary road bonds, plus the total amount of outstanding bonds issued to refund county primary road bonds shall not at any time exceed the sum of one hundred million dollars."

Amend Senate File No. 1, section 4, by striking from line 4 the words "and one-half".

Amend Senate File No. 1 by adding at the end of section 7 the following as section 7-A:

"The state may purchase or condemn any corporate or private personal property, including cement or other manufactured or processed commodities that may be needed for the construction, maintenance or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the code, 1924."

Amend Senate File No. 1, section 8, line 23, by striking the period following the figures 1927, and adding thereto the following:

"As amended by Acts of the special session of the Forty-second General Assembly."

Amend Senate File No. 1 as follows:

(1) Amend section thirteen (13) by striking the word "tax" from line three (3), and inserting in lieu thereof the words "license fees".

(2) Amend section thirteen (13) by striking from line four (4) thereof the words "and tax".

(3) Amend section fourteen (14) by striking from line three (3) the word "tax", and substituting in lieu thereof the words "license fees".

Amend Senate File No. 1, section 14, by inserting after the number of the section the following:

"If this Act is adopted by the people, the State Department of Justice shall upon the adoption by the Executive Council of the first resolution authorizing the issuance of bonds hereunder immediately bring an action testing the validity of this Act, and in that event the Executive Council shall proceed no further toward the issuance of bonds hereunder until the validity of this Act shall have been determined."

Amend Senate File No. 1, section 14, by striking from line one of said section the word "if" and substituting therefor the word "should"; also by striking from said line one the word "shall".

Amend Senate File No. 1 by striking therefrom all of section 16 and inserting in lieu thereof the following:

"Sec. 16. The authorization voted now or hereafter by any county to issue bonds for primary road work shall, upon the taking effect of this Act, become null and void as to any of such bonds not actually issued and sold; and no county primary road bonds shall be authorized or issued thereafter."

Berry of Monroe moved that the House do now adjourn until 9:00 a. m. Monday.

Hubbard of Pottawattamie moved as a substitute motion that the House do now recess until 7:30 p. m. this evening.

On the question "Shall the substitute motion be adopted?" a roll call was demanded.

The ayes were, 24.

Bush	Fleming	Johnson of	Lovrien
Copeland	Helgason	Keokuk	McIntosh
Craig	Hollis	Johnson of	Martin
Crozier	Hopkins	Marion	Miller
Eckles	Hubbard	Kennedy, J. P.	Simmer
Eden	Hunt	Krouse	Wagner
Elliott		Lichty	

The nays were, 76.

Aiken of Ida	Christophel	Hansen	Ickis
Akin of Carroll	Cole of Delaware	Hanson	Istad
Allen	Cole of Harrison	Harrison	Johnson of
Anderson	Hammer	Hattendorf	Dickinson
Barnes	Greene	Hayes	Kent
Bauer	Grimwood	Held	King
Berry	Griswood	Hempel	Kline
Bixler	Hager	Hill	Knudson
Blackford	Hagglund	Hines	Knutson
Blythe	Hale	Hollingsworth	Laughlin
Buchmiller	Haney	Huff	McCaulley

McIlrath	Pattison	Ryder	Troup
McMillan	Prichard	Saunders	Traux
Maxfield	Quirk	Smith	Vaughn
Mathews	Ratliff	Springer	Venard
Nagle	Reimers	Stepanek	Walrod
Nelson	Rice	Thomas	Wamstad
Oliver	Roberts	Thompson	Wilson
Ontjes	Rutledge	Torgeson	Wolfe
Patterson			

Absent or not voting, 8.

Bair	Forsling	Heald	Rust
Charlton	Gilmore	Kennedy, W. S.	Mr Speaker

Motion lost.

On the question "Shall the House now adjourn until 9:00 a. m. Monday?" a roll call was demanded.

The ayes were, 53.

Aiken of Ida	Hale	King	Rice
Allen	Haney	Kline	Rust
Anderson	Hanson	Knudson	Rutledge
Bair	Hattendorf	Krouse	Ryder
Barnes	Heald	Lovrien	Saunders
Bauer	Held	McCaulley	Springer
Berry	Helgason	Maxfield	Thompson
Bixler	Hempel	Miller	Troup
Buchmiller	Huff	Nelson	Traux
Cole of Harrison	Ickis	Oliver	Vaughn
Craig	Istad	Patterson	Venard
Elliott	Johnson of	Prichard	Wamstad
Fleming	Dickinson	Quirk	Wolfe
Griswold	Kent		

The nays were, 52.

Akin of Carroll	Hager	Johnson of	Nagle
Blackford	Hagglund	Keokuk	Ontjes
Blythe	Hammer	Johnson of	Pattison
Bush	Hansen	Marion	Ratliff
Charlton	Harrison	Kennedy, J. P.	Reimers
Christophel	Hayes	Kennedy, W. S.	Roberts
Cole of Delaware	Hill	Knutson	Simmer
Copeland	Hines	Laughlin	Smith
Crozier	Hollingsworth	Lichty	Stepanek
Eckles	Hollis	McIlrath	Thomas
Eden	Hopkins	McIntosh	Torgeson
Greene	Hubbard	McMillan	Wagner
Grimwood	Hunt	Martin	Walrod
		Mathews	Wilson

Absent or not voting, 3.

Forsling	Gilmore	Mr. Speaker
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Motion prevailed and the House stood adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 12, 1928.

The House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by Rev. S. A. Fulton, pastor First Presbyterian church, Des Moines, Iowa.

Journal of March 10th corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 2, 3 and 4.

FRED R. BLYTHE,
Chairman House Committee.

D. L. WILSON,
Chairman Senate Committee.

Report adopted.

BILLS SIGNED BY THE SPEAKER PRO TEMPORE

The Speaker pro tempore of the House announced that, as Speaker pro tempore of the House, he had signed in the presence of the House, the following bills: House Files Nos. 2, 3 and 4.

CONSIDERATION OF BILLS

Senate File No. 10, a bill for an act fixing the compensation of the officers and employees of the Extra Session of the Forty-second General Assembly and making an appropriation to pay the expenses of the said extra session, was taken up for consideration at the request of Saunders of Palo Alto, as chairman of the committee on appropriations, without action by the committee.

Allen of Pocahontas offered the following amendment and moved its adoption:

Amend Senate File No. 10 by adding thereto a new section as follows:

There is hereby appropriated out of any funds in the Treasury, not otherwise appropriated, an amount sufficient to repair, reconstruct and remodel the voting machine in the House of Representatives in accordance with the provision of the Acts of the Forty-first General Assembly. Said work shall be under the direction of the Director of the Budget and the Chief Clerk of the House of Representatives with the assistance of the electrician, and the said Chief Clerk shall receive the same per diem as during the session of the General Assembly for such time as is actually necessary to such supervision, together with his actual and necessary expense in connection therewith. The Auditor of State is hereby authorized and directed to issue warrants for the cost of such repair and expense necessary in connection therewith upon the requisition of the Director of the Budget and the Chief Clerk of the House.

On the question "Shall the amendment by Allen of Pocahontas be adopted?" a roll call was demanded.

The ayes were, 60.

Aiken of Ida	Greene	Kent	Reimers
Akin of Carroll	Grimwood	King	Rice
Allen	Hale	Kline	Saunders
Anderson	Haney	Krouse	Simmer
Bair	Harrison	Lichty	Smith
Barnes	Hattendorf	Lovrien	Springer
Bauer	Hayes	McCaulley	Stepanek
Berry	Helgason	McMillan	Thomas
Bixler	Hill	Mathews	Torgeson
Blythe	Hopkins	Maxfield	Truax
Bush	Huff	Miller	Vaughn
Christophel	Johnson of	Nelson	Walrod
Craig	Dickinson	Oliver	Wamstad
Eden	Johnson of	Patterson	Wilson
Fleming	Keokuk	Quirk	Wolfe
Gilmore	Kennedy, J. P.		

The nays were, 32.

Blackford	Forsling	Hunt	Ontjes
Buchmiller	Hager	Ickis	Pattison
Cole of Delaware	Hagglund	Istad	Ratliff
Cole of Harrison	Hansen	Johnson of	Roberts
Copeland	Hanson	Marion	Ryder
Crozier	Held	McIlrath	Thompson
Eckles	Hempel	McIntosh	Troup
Hammer	Hollis	Nagle	Wagner
Elliott			

Absent or not voting, 16.

Charlton	Hollingsworth	Knutson	Rust
Griswold	Hubbard	Laughlin	Rutledge
Heald	Kennedy, W. S.	Martin	Venard
Hines	Knudson	Prichard	Mr. Speaker

Amendment adopted.

Saunders of Palo Alto moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aiken of Ida	Greene	Johnson of	Patterson
Akin of Carroll	Grimwood	Keokuk	Pattison
Allen	Hager	Johnson of	Prichard
Anderson	Hagglund	Marion	Quirk
Bair	Hale	Kennedy, J. P.	Ratliff
Barnes	Hammer	Kennedy, W. S.	Reimers
Bauer	Haney	Kent	Rice
Berry	Hansen	King	Roberts
Bixler	Hanson	Kline	Ryder
Blackford	Harrison	Knudson	Saunders
Blythe	Hattendorf	Knutson	Smith
Buchmiller	Hayes	Krouse	Springer
Bush	Heald	Laughlin	Stepanek
Charlton	Held	Lichty	Thomas
Christophel	Helgason	Lovrien	Thompson
Cole of Delaware	Hempel	McCaulley	Torgeson
Copeland	Hill	McIlrath	Troup
Craig	Hollis	McIntosh	Truax
Crozier	Hopkins	McMillan	Vaughn
Eckles	Huff	Maxfield	Venard
Eden	Hunt	Miller	Wagner
Elliott	Ickis	Nagle	Walrod
Fleming	Istad	Nelson	Wamstad
Forsling	Johnson of	Oliver	Wilson
Gilmore	Dickinson	Ontjes	Wolfe

The nays were, none.

Absent or not voting, 11.

Cole of Harrison	Hollingsworth	Mathews	Simmer
Griswold	Hubbard	Rust	Mr. Speaker
Hines	Martin	Rutledge	

So the bill having received a constitutional majority was declared to have passed the House.

Allen of Pocahontas offered the following amendment to the title and moved its adoption:

Amend the title by adding thereto the following: "and for the repair of the voting machine in the House Chamber".

Amendment adopted and the title, as amended, was agreed to.

Saunders of Palo Alto moved that the Chief Clerk be directed to ship the books and supplies of the members to their home address

Motion prevailed.

Bixler of Adams asked unanimous consent to introduce the following bill at this time:

A BILL FOR

An Act to levy an additional license fee on gasoline sold in the State of Iowa to provide additional county road funds.

Objection was raised.

Bixler of Adams moved that the rules be suspended to permit the introduction of the bill at this time.

Johnson of Marion moved that action be deferred on this motion until after final disposition of Senate File No. 1.

On the question "Shall action be deferred on the motion by Bixler of Adams?" a roll call was demanded.

The ayes were, 57.

Akin of Carroll	Greene	Johnson of	Ontjes
Blackford	Grimwood	Keokuk	Prichard
Blythe	Hager	Johnson of	Ratliff
Buchmiller	Hale	Marion	Rice
Charlton	Hammer	Kennedy, W. S.	Ryder
Christophel	Hansen	Kent	Simmer
Cole of Delaware	Hayes	Kline	Stepanek
Cole of Harrison	Heald	Knutson	Thomas
Copeland	Hill	Laughlin	Troup
Craig	Hollis	Lichty	Truax
Crozier	Hopkins	McIntosh	Venard
Eckles	Hunt	McMillan	Wagner
Eden	Istad	Mathews	Walrod
Elliott	Johnson of	Maxfield	Wilson
Forsling	Dickinson	Nagle	
Gilmore			

The nays were, 40.

Aiken of Ida	Hagglund	King	Quirk
Anderson	Haney	Knudson	Roberts
Bair	Hanson	Krouse	Rutledge
Barnes	Hattendorf	McCaulley	Smith
Bauer	Held	McIlrath	Springer
Bixler	Hempel	Martin	Thompson
Bush	Hollingsworth	Miller	Torgeson
Helgason	Huff	Nelson	Vaughn
Fleming	Ickis	Oliver	Wamstad
Griswold	Kennedy, J. P.	Pattison	Wolfe

Absent or not voting, 11.

Allen
Berry
Harrison

Hines
Hubbard
Lovrien

Patterson
Reimers
Rust

Saunders
Mr. Speaker

Motion prevailed, and action was deferred.

The House resumed consideration of Senate File No. 1.

CALL OF THE HOUSE

The following call of the House was filed.

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 1:

C. A. KNUTSON
J. H. JOHNSON
E. A. GRIMWOOD
LOUIS L. AKIN
F. M. HARRISON

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Hines of Taylor and Speaker Carter.

Wolfe of Linn moved that Hines of Taylor be excused from the call of the House on account of illness.

Motion prevailed.

Speaker Carter had been previously excused on account of illness.

On motion of Johnson of Marion the House recessed until 1:30 p. m. today.

The House reconvened.

BILLS SENT TO THE GOVERNOR

Blythe of Iowa from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 12th day of March, 1928, sent to the governor for his approval:

House Files Nos. 2, 3 and 4.

FRED R. BLYTHE, *Chairman.*

Report adopted.

Wolfe of Linn moved that the House recess for fifteen minutes.

Motion lost.

The House resumed consideration of Senate File No. 1.

Hollis of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the Clerk proceeded with the reading of the bill.

Charlton of Polk moved the reading of the title and the enacting clause be considered the third reading of the bill and that further reading be dispensed with.

Oliver of Monona raised the point of order that according to the Constitution and the Laws of the State the third reading of the bill must be in full.

The Speaker pro tempore held the point well taken and the bill was read in full.

On the question "Shall the bill pass?"

The ayes were, 64.

Akin of Carroll	Hager	Johnson of	Ontjes
Blackford	Hagglund	Marion	Pattison
Blythe	Hale	Kennedy, J. P.	Ratliff
Charlton	Hammer	Kennedy, W. S.	Rice
Christophel	Hansen	Kent	Roberts
Cole of Delaware	Harrison	Kline	Ryder
Cole of Harrison	Hayes	Knutson	Simmer
Copeland	Heald	Krouse	Springer
Craig	Hempel	Laughlin	Stepanek
Crozier	Hines	Lichty	Thomas
Eckles	Hollis	McIntosh	Troup
Eden	Hubbard	McMillan	Truax
Elliott	Hunt	Martin	Vaughn
Forsling	Ickis	Mathews	Wagner
Gilmore	Istad	Maxfield	Walrod
Greene	Johnson of	Nagle	Wilson
Ghimwood	Keokuk		

The nays were, 43.

Aiken of Ida	Berry	Griswold	Hollingsworth
Allen	Bixler	Haney	Hopkins
Anderson	Buchmiller	Hanson	Huff
Bair	Bush	Hattendorf	Johnson of
Barnes	Helgason	Held	Dickinson
Bauer	Fleming	Hill	

King	Miller	Quirk	Smith
Knudson	Nelson	Reimers	Thompson
Lovrien	Oliver	Rust	Torgeson
McCaulley	Patterson	Rutledge	Venard
McIlrath	Prichard	Saunders	Wamstad
			Wolfe

Absent or not voting, 1.

Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House.

Johnson of Marion moved that the title be amended as follows:

Amend by inserting after the word "maintain" in line seven (7) of the title the following: "the primary roads".

Amendment adopted and the title, as amended, was agreed to.

Johnson of Marion moved to reconsider the vote by which Senate File No. 1 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed and the motion to reconsider was laid on the table.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate respectfully asks the House to request the Governor to return House File No. 3 for the purpose of correcting the title.

WALTER H. BEAM, *Secretary*.

Forsling moved that the House File No. 3 be recalled from the Governor.

Motion prevailed.

Knutson of Cerro Gordo, Johnson of Marion and Greene of Pottawattamie offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 2

Resolved by the House, the Senate concurring, That a Commission consisting of five members from the House and five members from the Senate, be appointed by the Governor to make a study of the secondary road system of the State, and methods that may be adopted for financing the improvement of the same, with a view of enacting legislation for a compre-

hensive improvement of the secondary roads of the State, and that the said Commission make its report to the 43rd General Assembly.

Johnson of Marion asked unanimous consent for immediate consideration of House Concurrent Resolution No. 2.

Objection was made, and resolution laid over under Rule 34.

Allen of Pocahontas offered the following resolution:

RESOLUTION

Whereas, The House of Representatives of the 42nd General Assembly, now convened in extra session, did on March 9th order placed in the Journal two questions by Patterson of Kossuth and their respective answers by Johnson of Marion, which questions were as follows:

“What is the total amount of state and county debt to be paid off with the primary road money under this measure?”

“What is the total amount of proposed state road bond issue under this measure?” and

Whereas, the members of the House and news reporters stationed in the press box at the time the questions and answers were presented distinctly understood Representative Johnson of Marion to make answer to the above questions respectively as follows:

“One hundred forty-three million dollars.”

“One hundred million dollars.” and

Whereas, The Final Edition of the Evening Tribune of March 9th, a newspaper published in Des Moines contained a news story written by one of these reporters, James C. Green, and

Whereas, The Des Moines Register of March 10th contained an article written by C. C. Clifton, both of which news articles substantiate the statements set forth in this resolution, and

Whereas, The Journal of the House for the legislative day of March 9th, as was first published and distributed to the members of the General Assembly on the morning of March 10th, contained the restated answers purported to be propounded by Johnson of Marion and which read as follows:

“In answer to the first question submitted by the gentleman from Kossuth, I will state that the total amount of state and county debt to be paid off with the primary road fund under this measure is one hundred million dollars.

“I wish to make it clear that, as was stated by Mr. F. R. White in this House on the 7th inst., the total cost of the road improvement, including the total amount of bonds that will be outstanding at the close of 1928, is

one hundred and forty-three million dollars. Thirty-five million dollars of these outstanding county primary road bonds will be retired from current receipts during the six-year construction period."

"In answer to the second question propounded by the gentleman from Kossuth, I will state that the total amount of proposed state bonds authorized under this bill is one hundred million dollars." and

Whereas, The House of Representatives at the session of March 10th voted to expunge from the records these questions and answers by motion and substitution by Johnson of Marion, therefore

Be It Resolved, That the House of Representatives of the 42nd General Assembly in the extra session now convened, declare themselves as being opposed to the setting of a dangerous legislative precedent which might be interpreted as a direct violation of the safeguards placed in the Constitution of the State of Iowa under Article III—"Of the Distribution of Powers", sections 9 and 10 of the Subdivision entitled "Legislative Department", which sections of the Constitution read as follows:

"Sec. 9. Each house shall sit upon its own adjournments, keep a journal of its proceedings, and publish the same; determine its rules of proceedings, punish members for disorderly behavior, and, with the consent of two-thirds, expel a member, but not a second time for the same offense; and shall have all other powers necessary for a branch of the General Assembly of a free and independent state.

"Sec. 10. Every member of the General Assembly shall have the liberty to dissent from, or protect against any act or resolution which he may think injurious to the public, or an individual, and have the reasons for his dissent entered on the journals; and the yeas and nays of the members of either house, on any question, shall, at the desire of any two members present, be entered on the journals."

Laid over under Rule 34.

EXPLANATION OF VOTE

Blackford of Van Buren filed the following explanation:

I voted "yes" on the bond bill (Senate File No. 1) because I feel that the people of Iowa are entitled to express at the polls, their approval or disapproval of a matter of such momentous public interest as is involved in this question.

The Governor assures me this bill is not only "substantially" the same as the bill which the General Assembly was convened to consider, but such changes as have been made place additional safeguards around the people's interests.

Sixty-one counties have already authorized the issuance of sixty-six million dollars worth of primary road bonds. The state is irrevocably committed to a bonding program to complete the primary road system.

Considering the total number of votes cast favorable to the county bond issues, it would appear that a majority of the voters of Iowa favor the bonding program.

The original plan called for the issuance of one hundred million dollars of state bond, using whatever portion of this issue that was necessary to retire the outstanding county primary road bonds.

The statement has been made that under this act the indebtedness will be one hundred and forty-three million dollars. That is not true. The limit is fixed and cannot go beyond the one hundred million, but under the present county bonding law, which is made noneffective in this act, there is no limit to the sum total of county bond issues.

It has been decided that the state has no right to issue state bonds to retire county bonds. We are therefore, under the present bill, following out this program. The total issue of state bonds will be the same as originally proposed—one hundred million dollars. This money will be used entirely for construction purposes. The current funds otherwise available for construction work, will be used to the extent necessary, to retire the outstanding county primary road bonds as they mature, or become callable so that at the end of the construction period, the net result will be precisely the same as the original plan. In no event could more than one hundred million dollars of bonds be issued.

The state bond issue proposed, means an orderly, evenly distributed completion of the primary road system in all parts of the state. Bonds would not be issued before the constitutionality of the act is determined for the very simple reason that no one would buy the bonds until the court had rendered its decision. The bill is so safeguarded that no direct property tax can be levied to pay the interest or the principal of the state bond issue, by any reasonable stretch of imagination. We will pay precisely the same automobile license fees and gas tax, whether we have the state bond issue or do not.

The automobile users of Iowa are entitled to the saving involved because of the early completion of the primary road program contemplated in this bill. The people are entitled to vote and decide the issue.

Moreover, while my county has already voted bonds, and her primary roads will be improved whether or not this act is adopted, nevertheless, I am as such, yea more, interested in secondary road improvement, and I know that it has been, and will continue to be, impossible to enact a real comprehensive plan of secondary road building until this, or a similar act, is adopted so as to complete the present primary system.

Oliver of Monona filed the following explanation:

I give the following reasons for voting no on Senate File No. 1:

Under our form of government for State and Nation, the functions of Government are divided into four departments. First, executive; second, legislative; third, judicial, and fourth, administrative. Each Department

has exclusive jurisdiction of all matters within their respective decisions. None can encroach upon the duties of the other. Neither of these departments have the constitutional right to delegate to another any of its duties.

The legislative department can only make the laws or legislate; the judicial department can only interpret the laws; as the legislative department enact.

Turning to Sec. 14 of Senate File No. 1, I direct your attention to the provisions thereof which provide that this act shall not be effective until passed upon by the Supreme Court of Iowa.

This is a flagrant attempt on the Legislative branch of our State Department to delegate to the judicial department the final determining act of legislation. In other words this act under the provisions of Sec. 14 depends entirely upon a favorable decision of our Supreme Court before it becomes a statute. This you can readily see is an attempt to delegate to the Supreme Court of Iowa the final act of Legislation.

Sec. 14 on the other hand imposes upon and encroaches upon the provisions and powers of the judicial department in that the provisions of Sec. 14 predetermine the legality of the measure. In other words, Sec. 14 provides that in the event of an adverse decision on the part of the Supreme Court upon any one question, the entire act shall be null and void. Such an attempt on the part of the legislature imposes and encroaches upon the executive jurisdiction and policies of the judicial department of State and in my opinion, is contrary to the provisions of our constitution.

It is admitted that it is unconstitutional to remit or refund the indebtedness of the 61 counties from the proceeds of the one hundred million bond issue, which opinion is correct. This is due to the fact that it is unconstitutional to tax 99 counties for the purpose of retiring the indebtedness of the 61 counties from the State bonds. The primary road bond is equally as well a State fund paid into the state treasury by the people of the 99 counties and it is unconstitutional to pay or refund the road indebtedness of 61 counties out of the state primary road fund.

MOTION TO RECONSIDER FILED

The following motion to reconsider was filed.

MR. SPEAKER: We move to reconsider the vote by which the House refused to suspend the rule for the reception and consideration of Senate File No. 8.

LEONARD SIMMER
H. S. BERRY

On motion of Haney of Mills the House adjourned until 9:00 a. m. Tuesday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 13, 1928.

The House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by the Rev. Theodore Morning, D. D., pastor of Central Presbyterian Church, Des Moines, Iowa.

Journal of March 12th corrected and approved.

BUSINESS PENDING

Bixler of Adams called up the motion made by him March 12th, and found on page 105 of the Journal, to suspend the rules so as to permit the introduction of the bill referred to in his motion.

On the question "Shall the rules be suspended?" a roll call was demanded.

The ayes were, 54.

Aiken of Ida	Hanson	Johnson of	Reimers
Akin of Carroll	Harrison	Dickinson	Roberts
Allen	Hattendorf	King	Rutledge
Bair	Heald	Knudson	Saunders
Bauer	Held	Krouse	Smith
Berry	Helgason	Lovrien	Springer
Bixler	Hempel	McIlrath	Thompson
Buchmiller	Hill	McMillan	Torgeson
Craig	Hollingsworth	Miller	Vaughn
Crozier	Hopkins	Nelson	Venard
Fleming	Huff	Oliver	Wamstad
Griswold	Hunt	Ontjes	Wilson
Hagglund	Ickis	Patterson	Wolfe
Haney	Istad	Ratliff	

The nays were, 40.

Barnes	Gilmore	Kennedy, J. P.	Pattison
Blackford	Greene	Kennedy, W. S.	Rice
Blythe	Grimwood	Laughlin	Ryder
Charlton	Hager	Lichty	Simmer
Christophel	Hale	McCaulley	Stepanek
Cole of Harrison	Hansen	McIntosh	Troup
Copeland	Hollis	Mathews	Truax
Eckles	Johnson of	Maxfield	Wagner
Eden	Keokuk	Nagle	Walrod
Hammer	Johnson of	Hayes	
Elliott	Marion		
Forsling			

Absent or not voting, 14.

Anderson	Hubbard	Martin	Rust
Bush	Kent	Prichard	Thomas
Cole of Delaware	Kline	Quirk	Mr. Speaker
Hines	Knutson		

Motion, having failed to receive a two-thirds majority, was declared lost.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 6, a bill for an act relating to refunds from the primary road fund to counties for rights-of-way and for bridges and culverts, or for either of said purposes.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 7, a bill for an act relating to exemption from taxation lands used for air ports only and without charge.

WALTER H. BEAM, *Secretary.*

SENATE MESSAGES CONSIDERED

Kline of Davis asked and obtained unanimous consent for the consideration of Senate File No. 6.

Senate File No. 6, a bill for an act to amend, revise and codify section five (5) of chapter one hundred one (101), Acts of the Forty-second General Assembly, as amended by the first nine (9) lines of section one (1) of chapter one hundred three (103), Acts of the Forty-second (42nd) General Assembly; and to amend section forty-seven hundred fifty-five-b thirty-eight (4755-b 38) of the Code of 1927, relating to refunds from the primary road fund to counties for rights-of-way and for bridges and culverts, or for either of said purposes.

Read first and second times and by unanimous consent was taken up for consideration without commitment.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 6:

BREDE WAMSTAD
 JOHN F. HALE
 F. HOLLINGSWORTH
 R. L. RUTLEDGE
 H. N. HANSON

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Hines of Taylor and Speaker Carter, who had been previously excused.

Johnson of Dickinson offered the following amendment and moved its adoption:

Amend Senate File No. 6, line twelve (12) of section one (1) by inserting after the period in said line the following: "Provided, however, in counties where the total refund does not exceed the sum of Five Thousand Dollars (\$5,000), the entire refund shall be made at the time of the first annual payment".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 69.

Aiken of Ida	Hager	Kent	Patterson
Akin of Carroll	Hagglund	King	Reimers
Allen	Hale	Kline	Rice
Anderson	Haney	Knudson	Rust
Bair	Hansen	Knutson	Rutledge
Barnes	Hanson	Krouse	Saunders
Bauer	Hattendorf	Lovrien	Smith
Bixler	Heald	McCaulley	Springer
Blythe	Held	McIlrath	Thomas
Buchmiller	Helgason	McIntosh	Torgeson
Bush	Hill	McMillan	Vaughn
Christophel	Hollingsworth	Martin	Venard
Craig	Hopkins	Matnews	Wagner
Crozier	Huff	Maxfield	Walrod
Eckles	Hunt	Nelson	Wamstad
Fleming	Johnson of	Oliver	Wilson
Forsling	Dickinson	Ontjes	Wolfe
Griswold	Kennedy, J. P.		

The nays were, 28.

Charlton	Grimwood	Johnson of	Pattison
Cole of Harrison	Harrison	Marion	Ryder
Copeland	Hempel	Laughlin	Simmer
Eden	Hollis	Lichty	Stepanek
Hammer	Ickis	Miller	Thompson
Elliott	Istad	Nagle	Troup
Gilmore	Johnson of	Hayes	Truax
Greene	Keokuk-		

Absent or not voting, 11.

Berry	Hines	Prichard	Roberts
Blackford	Hubbard	Quirk	Mr. Speaker
Cole of Delaware	Kennedy, W. S.	Ratliff	

Amendment adopted.

Johnson of Marion offered the following amendment to Senate File No. 6 and moved its adoption:

Amend Senate File No. 6 by striking the words and figures "five (5)" in line twelve (12) of section one (1) and inserting in lieu thereof the words and figures "seven (7)".

Amendment adopted.

Kline of Davis asked and obtained unanimous consent to suspend the rule prohibiting the second and third readings of a bill on the same day.

Blythe of Iowa moved the previous question.

Motion prevailed.

Kline of Davis moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aiken of Ida	Bush	Griswold	Held
Akin of Carroll	Christophel	Hager	Helgason
Allen	Cole of Delaware	Hagglund	Hempel
Anderson	Cole of Harrison	Hale	Hill
Bair	Copeland	Haney	Hollingsworth
Barnes	Craig	Hansen	Hollis
Bauer	Crozier	Hanson	Hopkins
Berry	Eckles	Harrison	Hubbard
Bixler	Fleming	Hattendorf	Huff
Blackford	Forsling	Hayes	Ickis
Buchmiller	Greene	Heald	Istad

Johnson of Dickinson	McCaulley McIntosh	Prichard Quirk	Thompson Torgeson
Johnson of Marion	McMillan Martin	Ratliff Reimers	Troup Truax
Kennedy, J. P.	Mathews Maxfield	Rice Roberts	Vaughn Venard
Kent	Miller	Rust	Wagner
King	Nagle	Rutledge	Walrod
Kline	Nelson	Ryder	Wamstad
Knudson	Oliver	Saunders	Wilson
Knutson	Ontjes	Smith	Wolfe
Laughlin	Patterson	Springer	
Lichty	Pattison	Thomas	
Lovrien			

The nays were, 10.

Blythe Charlton Eden	Hammer Gilmore Grimwood	Johnson of Keokuk Kennedy, W. S.	Krouse Stepanek
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Absent or not voting, 6.

Elliott Hines	Hunt McIlrath	Simmer	Mr. Speaker
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So the bill, having received a constitutional majority, was declared to have passed the House and the title was agreed to.

Kline of Davis moved to reconsider the vote by which Senate File No. 6 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed, and the motion to reconsider was laid on the table.

MOTION TO RECONSIDER

Simmer of Wapello called up his motion, filed March 12th, to reconsider the vote by which the House refused to suspend the rules prohibiting the consideration of Senate File No. 8.

Forsling of Woodbury moved the previous question.

Motion prevailed.

Bixler of Adams raised the point of order that Senate File No. 8 could not be reconsidered under Rule 32.

Speaker pro tempore ruled the point not well taken.

On the question "Shall the vote by which the House refused to suspend the rules be reconsidered?" a roll call was demanded.

The ayes were, 89.

Akin of Carroll	Hammer	Kennedy, W. S.	Quirk
Allen	Haney	Kent	Ratliff
Anderson	Hanson	King	Reimers
Bair	Harrison	Kline	Rice
Barnes	Hattendorf	Knudson	Rust
Bauer	Hayes	Knutson	Rutledge
Berry	Heald	Krouse	Ryder
Bush	Held	Laughlin	Saunders
Charlton	Helgason	Lichty	Simmer
Christophel	Hempel	Lovrien	Smith
Copeland	Hill	McCaulley	Stepanek
Craig	Hollingsworth	McIlrath	Thomas
Eckles	Hollis	McIntosh	Torgeson
Eden	Hopkins	McMillan	Troup
Elliott	Hubbard	Martin	Truax
Fleming	Huff	Maxfield	Vaughn
Forsling	Ickis	Nagle	Venard
Gilmore	Istad	Nelson	Wagner
Greene	Johnson of	Oliver	Walrod
Grimwood	Dickinson	Ontjes	Wamstad
Hager	Johnson of	Patterson	Wilson
Hagglund	Keokuk	Pattison	Wolfe
Hale	Kennedy, J. P.	Prichard	

The nays were, 13.

Aiken of Ida	Buchmiller	Johnson of	Miller
Bixler	Cole of Delaware	Marion	Springer
Blackford	Cole of Harrison	Mathews	Thompson
Blythe	Griswold		

Absent or not voting, 6.

Crozier	Hines	Roberts	Mr. Speaker
Hansen	Hunt		

Motion prevailed and the vote was reconsidered.

The original motion by Rutledge of Webster to suspend the rule so as to permit the consideration of Senate File No. 8 prevailed.

Senate File No. 8, a bill for an act to appropriate a fund for the expenses of the National Champion Drum Corps of the United Spanish War Veterans of America; the National Champion Fancy Drill Team of the United Spanish War Veterans Auxiliary of the United States of America, in attending a national convention of the United Spanish War Veterans of America and Auxiliary, to be held in Havana, Cuba, in October, 1928.

Read first and second times and by unanimous consent taken up for consideration without commitment.

Rutledge of Webster moved that the rule prohibiting the second and third readings of a bill on the same day be suspended.

Motion prevailed.

Rutledge of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Akin of Carroll	Hagglund	Johnson of	Oliver
Anderson	Hale	Dickinson	Prichard
Bair	Hammer	Johnson of	Quirk
Barnes	Haney	Keokuk	Ratliff
Bauer	Hansen	Kennedy, J. P.	Rice
Berry	Harrison	Kennedy, W. S.	Rust
Blackford	Hattendorf	Kent	Rutledge
Blythe	Hayes	King	Ryder
Charlton	Heald	Kline	Saunders
Christophel	Held	Knudson	Simmer
Copeland	Helgason	Knutson	Smith
Craig	Hempel	Krouse	Stepanek
Crozier	Hill	Laughlin	Thomas
Eckles	Hollingsworth	Lichty	Torgeson
Eden	Hollis	Lovrien	Troup
Elliott	Hopkins	McCaulley	Truax
Fleming	Hubbard	McIntosh	Vaughn
Forsling	Huff	McMillan	Venard
Gilmore	Hunt	Martin	Wagner
Greene	Iekis	Maxfield	Walrod
Grimwood	Istad	Nagle	Wolfe
Hager		Nelson	

The nays were, 17.

Allen	Cole of Harrison	McIlrath	Pattison
Bixler	Griswold	Miller	Springer
Buchmiller	Hanson	Ontjes	Thompson
Bush	Johnson of	Patterson	Wamstad
Cole of Delaware	Marion		

Absent or not voting, 7.

Aiken of Ida	Mathews	Roberts	Mr. Speaker
Hines	Reimers	Wilson	

So the bill, having received a constitutional two-thirds majority, was declared to have passed the house and the title was agreed to.

Cole of Delaware filed the following explanation:

I wish to explain my negative vote on Senate File No. 8. In view of the fact that I have pledged myself to the introduction of no bills other than those contingent to road bills in this extra session, it becomes

necessary for me to be against all other bills regardless of the merit they contain.

Greene of Pottawattamie moved that the rules be suspended so as to permit the consideration of Senate File No. 7.

Bixler of Adams moved that the call of the House be raised.

Motion prevailed.

Hayes of Dubuque moved the previous question.

Motion prevailed.

On the question "Shall the rules be suspended so as to permit the consideration of Senate File No. 7?" a roll call was demanded.

The ayes were, 41.

Allen	Grimwood	Hubbard	Reimers
Anderson	Hager	Kennedy, J. P.	Rust
Bair	Hammer	Kent	Rutledge
Barnes	Harrison	Kline	Ryder
Cole of Harrison	Hayes	Knutson	Simmer
Copeland	Heald	Laughlin	Stepanek
Craig	Helgason	Lichty	Troup
Eden	Hill	McCaulley	Wagner
Elliott	Hollis	Nagle	Walrod
Forsling	Hopkins	Prichard	Wolfe
Greene			

The nays were, 55.

Aiken of Ida	Griswold	Johnson of	Patterson
Akin of Carroll	Hagglund	Marion	Pattison
Bauer	Hale	Kennedy, W. S.	Quirk
Berry	Haney	King	Rice
Blackford	Hansen	Knudson	Roberts
Blythe	Hattendorf	Krouse	Saunders
Buchmiller	Held	McIntosh	Smith
Bush	Hempel	McMillan	Springer
Charlton	Hollingsworth	Martin	Thomas
Christophel	Hunt	Mathews	Thompson
Cole of Delaware	Istad	Maxfield	Torgeson
Crozier	Johnson of	Miller	Truax
Eckles	Dickinson	Nelson	Vaughn
Fleming	Johnson of	Ontjes	Wilson
Gilmore	Keokuk		

Absent or not voting, 12.

Bixler	Huff	McIlrath	Venard
Hanson	Ickis	Oliver	Wamstad
Hines	Lovrien	Ratliff	Mr. Speaker

Motion lost.

LEAVE OF ABSENCE

On request of Torgeson of Worth, Hanson of Winnebago was excused indefinitely.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 5.

FRED R. BLYTHE,
Chairman House Committee.
D. L. WILSON,
Chairman Senate Committee.

Report adopted.

INTRODUCTION OF HOUSE JOINT RESOLUTION

Bush of Cherokee asked and obtained unanimous consent for the suspension of the rule so as to permit of the introduction of the following joint resolution:

HOUSE JOINT RESOLUTION NO. 1

- Joint resolution providing for the appointment of a commission to secure information relative to the maintenance and construction of secondary roads and to make an appropriation for the expense of said commission.

Be It Enacted by the General Assembly of the State of Iowa:

The resolution was read first and second times.

Section 1. That the Governor of the State of Iowa appoint a commission of five persons who shall be delegated to secure data, hold meetings, and collect information in relation to the collection of funds for, and maintenance and construction of, secondary roads. The members thereof shall receive actual necessary expenses and ten dollars (\$10.00) per diem for time actually spent in carrying out the provisions of this resolution.

Sec. 2. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated the sum of twenty-five hundred dollars (\$2500.00), or as much thereof as may be necessary for the purpose of carrying out the provisions of this resolution.

Sec. 3. This resolution being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Daily Record, a newspaper published in Des Moines, Iowa, and the Cherokee Times, a newspaper published in Cherokee, Iowa.

On motion of Haney of Mills the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Mathews in the chair.

Greene of Pottawattamie asked and obtained unanimous consent to withdraw the resolution filed on March 12th, and found on pages 108 and 109 of the Journal.

The House resumed consideration of House Joint Resolution No. 1.

Bush of Cherokee asked and obtained unanimous consent to suspend the rule prohibiting the second and third readings of a joint resolution on the same day.

Bush of Cherokee moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution pass?"

The ayes were, 60.

Akin of Carroll	Hagglund	Johnson of	Prichard
Bair	Hammer	Keekuk	Ratliff
Blythe	Haney	Johnson of	Reimers
Bush	Harrison	Marion	Rust
Charlton	Hayes	Kennedy, J. P.	Rutledge
Christophel	Heald	King	Ryder
Cole of Delaware	Held	Knutson	Smith
Copeland	Hempel	Lichty	Stepanek
Craig	Hines	McIntosh	Thomas
Eckles	Hillingsworth	McMillan	Troup
Eden	Hollis	Maxfield	Truax
Elliott	Hubbard	Nagle	Vaughn
Fleming	Huff	Nelson	Venard
Greene	Hunt	Oliver	Wagner
Grimwood	Johnson of	Ontjes	Walrod
Hager	Dickinson	Patterson	

The nays were, 37.

Allen	Crozier	Istad	Mathews
Anderson	Gilmore	Kennedy, W. S.	Pattison
Barnes	Griswold	Kent	Rice
Bauer	Hale	Kline	Roberts
Berry	Hansen	Krouse	Thompson
Bixler	Hattendorf	Laughlin	Torgeson
Blackford	Hill	Lovrien	Wamstad
Buchmiller	Hopkins	McCaulley	Wilson
Cole of Harrison	Ickis	McIlrath	Wolfe
Helgason			

Absent or not voting, 11.

Aiken of Ida	Knudson	Quirk	Springer
Forsling	Martin	Saunders	Mr. Speaker
Hanson	Miller	Simmer	

So the joint resolution, having received a constitutional majority, was declared to have passed the house and the title was agreed to.

Bush of Cherokee moved to reconsider the vote by which House Joint Resolution No. 1 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed, and the motion to reconsider was laid on the table.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has refused to concur in House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 10, a bill for an act fixing the compensation of the officers and employees of the extra session of the 42nd General Assembly and making an appropriation to pay the expenses of the said extra session.

WALTER H. BEAM, *Secretary*.

SENATE MESSAGE CONSIDERED

Allen of Pocahontas moved that the House insist on its amendments to Senate File No. 10.

Blackford of Van Buren moved that the House recede from its amendments to Senate File No. 10.

On the question "Shall the House recede from its amendments to Senate File No. 10?" a roll call was demanded.

The ayes were, 56.

Akin of Carroll	Eckles	Hammer	Hunt
Blackford	Eden	Hansen	Istad
Christophel	Elliott	Hayes	Johnson of
Cole of Delaware	Greene	Heald	Marion
Cole of Harrison	Griswold	Hempel	Kennedy, J. P.
Copeland	Hager	Hill	Kennedy, W. S.
Craig	Hagglund	Hollingsworth	Kent
Crozier	Hale	Huff	Kline

Knutson	Maxfield	Rice	Stepanek
Laughlin	Nagle	Roberts	Thomas
Lichty	Ontjes	Ryder	Torgeson
McIntosh	Pattison	Saunders	Vaughn
McMillan	Prichard	Simmer	Wagner
Martin	Ratliff	Smith	Walrod
			Wolfe

The nays were, 40.

Allen	Haney	Johnson of	Reimers
Anderson	Harrison	Keokuk	Rust
Barnes	Hattendorf	Krouse	Rutledge
Bauer	Held	McCaulley	Springer
Berry	Hines	McIlrath	Thompson
Blythe	Hollis	Mathews	Troup
Bush	Hopkins	Miller	Truax
Helgason	Hubbard	Nelson	Venard
Fleming	Ickis	Oliver	Wamstad
Gilmore	Johnson of	Patterson	Wilson
Grimwood	Dickinson		

Absent or not voting, 12.

Aiken of Ida	Buchmiller	Hanson	Lovrien
Bair	Charlton	King	Quirk
Bixler	Forsling	Knudson	Mr. Speaker

Motion prevailed and the House receded from its amendments.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 6.

FRED R. BLYTHE,
Chairman House Committee.

D. L. WILSON,
Chairman Senate Committee.

Report adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate refuses to concur in House amendment inserting section 7a. Also amends by substitution, House amendment to section 16. Also concurs in all other House amendments to Senate File No. 1.

WALTER H. BEAM, *Secretary.*

Ratliff of Henry moved that the House recede from its amendment adding section 7-A to Senate File No. 1.

On the question "Shall the House recede?" a roll call was demanded.

The ayes were, 68.

Akin of Carroll	Grimwood	Ickis	Mathews
Barnes	Hager	Istad	Maxfield
Bauer	Hagglund	Johnson of	Miller
Blackford	Hale	Keokuk	Nagle
Blythe	Hammer	Johnson of	Pattison
Buchmiller	Haney	Marion	Ratliff
Charlton	Hansen	Kennedy, J. P.	Rice
Christophel	Harrison	Kennedy, W. S.	Ryder
Cole of Delaware	Hattendorf	Kent	Simmer
Cole of Harrison	Hayes	Kline	Springer
Copeland	Heald	Krouse	Stepanek
Craig	Helgason	Laughlin	Thomas
Crozier	Hempel	Lichty	Troup
Eckles	Hill	McCaulley	Truax
Eden	Hines	McIntosh	Vaughn
Elliott	Hollis	McMillan	Wagner
Gilmore	Hubbard	Martin	Walrod
Greene	Hunt		

The nays were, 26.

Allen	Hollingsworth	Nelson	Thompson
Anderson	Hopkins	Oliver	Torgeson
Berry	Johnson of	Ontjes	Venard
Bush	Dickinson	Patterson	Wamstad
Forsling	King	Reimers	Wilson
Griswold	Knudson	Rutledge	Wolfe
Held	McIlrath	Smith	

Absent or not voting, 14.

Aiken of Ida	Hanson	Prichard	Rust
Bair	Huff	Quirk	Saunders
Bixler	Knutson	Roberts	Mr. Speaker
Fleming	Lovrien		

Motion prevailed and the House receded from its amendment adding section 7-A to Senate File No. 1.

Senate amendment to House amendment to Section 16 of Senate File No. 1.

Amend the House amendment to section 16 of Senate File No. 1 by substituting the following:

"Sec. 16. The authorization voted by any county to issue bonds for primary road work shall become null and void, as to any such bonds not actually issued and sold, immediately upon the issuance of any state pri-

mary road bonds authorized under the provisions of this Act, and no county primary road bonds shall be issued thereafter. Any county primary road bonds issued after this act takes effect shall cancel the authorization, under this act, for the issuance of an equal amount of state primary road bonds, and said county primary road bonds, issued after this act takes effect, shall mature and be payable at the times specified herein for the payment of an equal amount of the earliest maturing state primary road bonds."

Torgeson of Worth moved that the House refuse to concur in Senate amendment to section sixteen of Senate File No. 1.

On the question "Shall the House concur?" a roll call was demanded.

The ayes were, 74.

Akin of Carroll	Hagglund	Johnson of	Nagle
Bauer	Hale	Keokuk	Ontjes
Blackford	Hammer	Johnson of	Patterson
Blythe	Hansen	Marion	Pattison
Buchmiller	Harrison	Kennedy, J. P.	Pritchard
Charlton	Hayes	Kennedy, W. S.	Ratliff
Christophel	Heald	Kent	Rice
Cole of Delaware	Helgason	King	Rust
Cole of Harrison	Hempel	Kline	Ryder
Copeland	Hill	Knutson	Saunders
Craig	Hines	Krouse	Simmer
Crozier	Hollingsworth	Laughlin	Stepanek
Eckles	Hollis	Lichty	Thomas
Eden	Hubbard	McIntosh	Troup
Elliott	Hunt	McMillan	Truax
Forsling	Ickis	Martin	Vaughn
Gilmore	Istad	Mathews	Wagner
Greene	Johnson of	Maxfield	Walrod
Grimwood	Dickinson	Miller	Wilson
Hager			

The nays were, 28.

Aiken of Ida	Fleming	Knudson	Smith
Allen	Griswold	McCaulley	Springer
Anderson	Haney	McIlrath	Thompson
Barnes	Hattendorf	Nelson	Torgeson
Berry	Held	Oliver	Venard
Bixler	Hopkins	Reimers	Wamstad
Bush	Huff	Rutledge	Wolfe

Absent or not voting, 6.

Bair	Lovrien	Roberts	Mr. Speaker
Hanson	Quirk		

Motion prevailed and the House concurred in the Senate amendment.

Hammer of Jasper offered the following resolution and moved its adoption:

RESOLUTION

Whereas, Every member of this House recognizes the difficult position that our Speaker pro tempore has occupied during this special session, due to the fact that the legislation which called us together was on a subject which is highly controversial between the members, and

Whereas, The Speaker pro tempore has at all times been absolutely fair to each member of the House in permitting each member the fullest expression of his opinion;

Now, Therefore, We, the members of the House, hereby express to the Speaker pro tempore of the House our sincere thanks and hearty appreciation of his services during this special session, and thank him for his absolute fairness to each member of the House who desired recognition during the debate.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Hammer moved its adoption.

Motion prevailed and the resolution was adopted.

Rice of Appanoose moved that a vote of thanks be extended to the custodian for the orderly condition in which the House chamber has been kept during the session.

Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended the title to House File No. 3, a bill for an act to legalize certain certificates of acknowledgment.

WALTER H. BEAM, *Secretary*.

SENATE AMENDMENT TO TITLE OF HOUSE FILE NO. 3

Amend by striking out the words "Amend by inserting after the word 'defective' the words 'certificate of'." and inserting in lieu thereof the following: "Amend by striking out of line 1 of the title the word 'acknowledgments' and inserting in lieu thereof the words 'certificates of acknowledgment'."

Forsling of Woodbury moved that the House concur in the Senate amendment.

On the question "Shall the House concur?" a roll call was demanded.

The ayes were, 91.

Akin of Carroll	Hale	Johnson of	Ratliff
Allen	Hammer	Marion	Reimers
Anderson	Haney	Kennedy, J. P.	Rice
Barnes	Hansen	Kent	Roberts
Bauer	Harrison	King	Rust
Berry	Hattendorf	Kline	Rutledge
Blackford	Hayes	Knudson	Saunders
Blythe	Heald	Knutson	Simmer
Büchmiller	Held	Krouse	Smith
Bush	Helgason	Lichty	Springer
Christophel	Hempel	Lovrien	Stepanek
Cole of Delaware	Hill	McCaulley	Thomas
Copeland	Hines	McIlrath	Thompson
Craig	Hollis	McIntosh	Torgeson
Crozier	Hopkins	McMillan	Troup
Eckles	Hubbard	Martin	Truax
Eden	Huff	Mathews	Venard
Elliott	Hunt	Maxfield	Wagner
Forsling	Ickis	Miller	Walrod
Gilmore	Istad	Nelson	Wamstad
Greene	Johnson of	Ontjes	Wilson
Grimwood	Dickinson	Patterson	Wolfe
Griswold	Johnson of	Pattison	
Hagglund	Keokuk	Prichard	

The nays were, none.

Absent or not voting, 17.

Aiken of Ida	Fleming	Laughlin	Vaughn
Bair	Hager	Nagle	Mr. Speaker
Bixler	Hanson	Oliver	
Charlton	Hollingsworth	Quirk	
Cole of Harrison	Kennedy, W. S.	Ryder	

The House concurred in Senate amendment to House File No. 3.

Patterson of Kossuth moved that the rule be suspended to permit the introduction of the following bill:

A BILL FOR

An Act to amend section forty-seven hundred fifty-five b twenty-seven (4755-b 27) of the Code of Iowa, 1927.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That section forty-seven hundred fifty-five b twenty-seven (4755-b 27) of the Code of Iowa be amended by adding after the period in line eight the following:

"The Highway Commission may purchase or condemn any corporate or private personal property, including cement or other manufactured or processed commodities that may be needed for the construction, maintenance or repair of the highways of the state."

On the question "Shall the rule be suspended?" a roll call was demanded.

The ayes were, 75.

Akin of Carroll	Haney	Kennedy, J. P.	Reimers
Allen	Harrison	Kent	Rice
Anderson	Hattendorf	King	Roberts
Bair	Heald	Kline	Rust
Barnes	Held	Knudson	Rutledge
Bauer	Helgason	Krouse	Saunders
Berry	Hempel	Lovrien	Simmer
Blythe	Hill	McCaulley	Smith
Buchmiller	Hollingsworth	McIlrath	Springer
Bush	Hollis	McIntosh	Stepanek
Charlton	Hopkins	Martin	Thomas
Craig	Huff	Mathews	Thompson
Crozier	Hunt	Maxfield	Torgeson
Eckles	Ickis	Miller	Troup
Elliott	Istad	Nelson	Truax
Fleming	Johnson of	Oliver	Venard
Forsling	Dickinson	Patterson	Wamstad
Gilmore	Johnson of	Pattison	Wilson
Griswold	Marion	Prichard	Wolfe
Hale			

The nays were, 21.

Blackford	Grimwood	Lichty	Ratliff
Cole of Delaware	Hansen	McMillan	Ryder
Cole of Harrison	Hines	Nagle	Vaughn
Eden	Johnson of	Hayes	Wagner
Hammer	Keokuk	Ontjes	Walrod
Greene	Knutson		

- Absent or not voting, 12.

Aiken of Ida	Copeland	Hanson	Laughlin
Bixler	Hager	Hubbard	Quirk
Christophel	Hagglund	Kennedy, W. S.	Mr. Speaker.

Motion prevailed and the rule was suspended.

House File No. 5, by Patterson of Kossuth and Saunders of Palo Alto, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-seven (4755-b 27) of the Code of Iowa, 1927, relating to the purchase or condemnation of road building material.

Read first and second times.

Patterson of Kossuth moved that the rule prohibiting the second and third readings of a bill on the same day be suspended.

Motion prevailed.

Patterson of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aiken of Ida	Hagglund	Kennedy, J. P.	Ratliff
Akin of Carroll	Hale	Kennedy, W. S.	Reimers
Allen	Hammer	Kent	Rice
Anderson	Haney	King	Roberts
Bair	Harrison	Kline	Rust
Barnes	Hattendorf	Knudson	Rutledge
Bauer	Hayes	Knutson	Ryder
Berry	Heald	Krouse	Saunders
Bixler	Held	Lichty	Simmer
Blackford	Helgason	Lovrien	Smith
Blythe	Hempel	McCaulley	Springer
Buchmiller	Hill	McIlrath	Stepanek
Bush	Hollingsworth	McIntosh	Thomas
Charlton	Hollis	McMillan	Thompson
Christophel	Hopkins	Martin	Torgeson
Copeland	Hubbard	Mathews	Troup
Craig	Huff	Maxfield	Truax
Crozler	Hunt	Miller	Vaughn
Eckles	Ickis	Nelson	Venard
Elliott	Istad	Oliver	Walrod
Fleming	Johnson of	Ontjes	Wamstad
Forsling	Dickinson	Patterson	Wilson
Greene	Johnson of	Pattison	Wolfe
Griswold	Keokuk	Prichard	

The nays were, 9.

Cole of Delaware	Grimwood	Johnson of	Nagle
Cole of Harrison	Hansen	Marion	Wagner
Eden	Hines		

Absent or not voting, 6.

Gilmore	Hanson	Quirk	Mr. Speaker
Hager	Laughlin		

So the bill, having received a constitutional majority, was declared to have passed the House, and title was agreed to.

Patterson of Kossuth moved to reconsider the vote by which House File No. 5 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 8 ordering five hundred thousand (500,000) copies of Senate File No. 1.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 1 relative to sine die adjournment of the General Assembly of the Extra Session.

WALTER H. BEAM, *Secretary*.

SENATE CONCURRENT RESOLUTION NO. 8

Resolved by the Senate, the House concurring, That the State Printing Board is hereby directed to cause to be printed five hundred thousand (500,000) copies of Senate File 1, with explanatory notes prepared by the Highway Commission, for the use of the public. The expense therefor to be defrayed from the funds at the disposal of the State Highway Commission.

Hollis of Black Hawk moved that the rules be suspended and that Senate Concurrent Resolution No. 8 be considered at this time.

On the question "Shall the rules be suspended?" a roll call was demanded, and Rule 18 was invoked.

The ayes were, 51.

Akin of Carroll	Hammer	Kennedy, J. P.	Pattison
Blackford	Harrison	Kennedy, W. S.	Ratliff
Charlton	Hayes	Kent	Rice
Cole of Delaware	Heald	Kline	Roberts
Cole of Harrison	Hempel	Knutson	Ryder
Copeland	Hines	Lichty	Simmer
Crozier	Hollingsworth	McIntosh	Stepanek
Eckles	Hollis	McMillan	Thomas
Eden	Hubbard	Martin	Troup
Elliott	Hunt	Mathews	Truax
Gilmore	Johnson of	Maxfield	Wagner
Greene	Keokuk	Nagle	Walrod
Grimwood	Johnson of	Ontjes	Wilson
	Marion		

The nays were, 46.

Aiken of Ida	Berry	Helgason	Hattendorf
Allen	Blythe	Fleming	Held
Anderson	Buchmiller	Griswold	Hill
Bair	Bush	Hale	Hopkins
Barnes	Christophel	Haney	Huff
Bauer	Craig	Hansen	Ickis

Johnson of Dickinson	McCaulley McIlrath	Reimers Rutledge	Torgeson Vaughn
King	Miller	Saunders	Venard
Knudson	Nelson	Smith	Wamstad
Krouse	Oliver	Springer	Wolfe
Lovrien	Patterson	Thompson	

Absent or not voting, 11.

Bixler	Hagglund	Laughlin	Rust
Forsling	Hanson	Prichard	Mr. Speaker
Hager	Istad	Quirk	

Motion having failed to receive two-thirds majority was declared lost.

Resolution laid over under Rule 34.

Berry of Monroe moved that the House adjourn until 9:00 a. m. Wednesday.

On the question "Shall the House adjourn?" a roll call was demanded.

The ayes were, 22.

Allen	Craig	McCaulley	Ryder
Anderson	Greene	McIlrath	Springer
Bair	Griswold	Oliver	Vaughn
Barnes	Helgason	Rust	Venard
Berry	Huff	Rutledge	Wolfe
Cole of Delaware	Kent		

The nays were, 58.

Blythe	Harrison	Johnson of Marion	Pattison
Buchmiller	Hempel	Kennedy, W. S.	Ratliff
Bush	Hill	King	Rice
Charlton	Hines	Knutson	Roberts
Christophel	Hollingsworth	McIntosh	Saunders
Copeland	Hollis	McMillan	Smith
Eckles	Hopkins	Martin	Stepanek
Eden	Hubbard	Mathews	Thomas
Hammer	Hunt	Maxfield	Thompson
Elliott	Ickis	Miller	Torgeson
Fleming	Istad	Nagle	Troup
Forsling	Johnson of Dickinson	Nelson	Truax
Gilmore	Johnson of Keokuk	Hayes	Wagner
Grimwood		Ontjes	Walrod
Hansen		Patterson	Wilson

Absent or not voting, 28.

Aiken of Ida	Bixler	Crozier	Hale
Akin of Carroll	Blackford	Hager	Haney
Bauer	Cole of Harrison	Hagglund	Hanson

Hattendorf	Kline	Lichty	Reimers
Heald	Knudson	Lovrien	Simmer
Held	Krouse	Prichard	Wamstad
Kennedy, J. P.	Laughlin	Quirk	Mr. Speaker

Motion to adjourn lost.

Berry of Monroe moved that the House do now adjourn until 8:30 a. m. Wednesday.

Blackford of Van Buren moved to amend the motion by Berry of Monroe by changing the time from 8:30 a. m. Wednesday to 7:30 p. m. this evening.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 31.

Akin of Carroll	Grimwood	Knutson	Ratliff
Blackford	Hale	Lichty	Roberts
Blythe	Haney	Lovrien	Smith
Buchmiller	Hines	McIlrath	Stepanek
Charlton	Hollis	McIntosh	Torgeson
Cole of Harrison	Hopkins	McMillan	Wagner
Copeland	Hubbard	Nagle	Wilson
Crozier	Hunt	Ontjes	

The nays were, 50.

Aiken of Ida	Elliott	Kennedy, W. S.	Reimers
Allen	Fleming	Kent	Rice
Anderson	Griswold	Kline	Rutledge
Bair	Hansen	Knudson	Ryder
Barnes	Hattendorf	Krouse	Saunders
Bauer	Held	McCaulley	Springer
Berry	Hempel	Martin	Troup
Bush	Hollingsworth	Maxfield	Truax
Cole of Delaware	Huff	Miller	Vaughn
Craig	Ickis	Nelson	Venard
Helgason	Johnson of	Oliver	Walrod
Eckles	Keokuk	Patterson	Wolfe
Eden	Kennedy, J. P.	Pattison	

Absent or not voting, 27.

Bixler	Hanson	Johnson of	Quirk
Christophel	Harrison	Marion	Rust
Hammer	Heald	King	Simmer
Forsling	Hill	Laughlin	Thomas
Giltmore	Istad	Mathews	Thompson
Greene	Johnson of	Hayes	Wamstad
Hager	Dickinson	Prichard	Mr. Speaker
Hagglund			

Amendment lost.

On the question "Shall the House adjourn until 8:30 a. m. Wednesday?" a roll call was demanded.

The ayes were, 59.

Aiken of Ida	Greene	Johnson of	Pattison
Allen	Griswold	Keokuk	Reimers
Anderson	Hager	Kennedy, J. P.	Rice
Bair	Haney	Kennedy, W. S.	Rust
Barnes	Hansen	Kent	Rutledge
Bauer	Hattendorf	Kline	Ryder
Berry	Heald	Knudson	Springer
Bush	Held	Krouse	Stepanek
Cole of Delaware	Helgason	Lovrien	Troup
Cole of Harrison	Hempel	McCaulley	Truax
Craig	Hollingsworth	McIlrath	Vaughn
Crozier	Hubbard	Martin	Venard
Eden	Huff	Maxfield	Walrod
Fleming	Ickis	Oliver	Wamstad
Gilmore	Istad	Patterson	Wolfe

The nays were, 31.

Akin of Carroll	Grimwood	McIntosh	Roberts
Blackford	Hale	McMillan	Saunders
Blythe	Hines	Mathews	Smith
Buchmiller	Hollis	Miller	Thomas
Charlton	Hopkins	Nagle	Torgeson
Copeland	Hunt	Nelson	Wagner
Eckles	Knutson	Ontjes	Wilson
Elliott	Lichty	Ratliff	

Absent or not voting, 18.

Bixler	Hanson	Johnson of	Prichard
Christophel	Harrison	Marion	Quirk
Hammer	Hill	King	Simmer
Forsling	Johnson of	Laughlin	Thompson
Hagglund	Dickinson	Hayes	Mr. Speaker

Motion prevailed and the House stood adjourned.

EXPLANATION OF VOTE ON SENATE FILE NO. 1

Torgeson of Worth filed the following explanation:

I submit a few of the reasons for my vote of "no" on Senate File No. 1 as follows:

First. The state bond issue will not be in lieu of but is in addition to \$43,000,000 or more of the \$66,000,000 of county primary bonds already authorized. The total combined issues of state and county primary road bonds will exceed \$100,000,000 under this Act. The paving program is excessive

Second. Section 14 of the bill provides that the State Department of Justice shall bring an action to test the validity of this Act. The depart-

ment of Justice cannot perform in this capacity. The duty of the Department of Justice of the State of Iowa is to defend the state and not to prosecute it. This section is unworkable and will lead many people to vote for this Act who otherwise would not.

Third. Section 14 of the bill may lead to the declaration of the collection of gasoline license fees for road purposes unconstitutional and the use of the primary road fund for paying interest and principal on county primary road bonds unconstitutional. The executive council will not be estopped from issuing state primary road bonds even though parts of this Act be declared unconstitutional. The act of issuing bonds by the executive council will only be delayed until the validity of portions of the Act shall have been determined. Should certain parts of the Act be declared unconstitutional the property owner will be burdened with an unfair property tax.

Fourth. The Act provides that after the completion of 80 per cent of the pavement authorized in the Act the State Highway Commission may surface with pavement as current primary road funds are available any road designated to be gravelled. Secondary roads are in great need. No funds of the state or counties of the state should be abused in excessivity improving the primary highways of the state at the expense of the secondary road system.

Lovrien of Humboldt filed the following explanation:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE: I take the floor knowing that what I may say will do neither any good nor any harm.

I feel that I am talking to a jury that is fixed but it is unfair for anyone to say that the Governor has exacted a promise in violation of your oath to vote as your best judgment dictates. The Governor asks you to go no further than to bring out a bill that will be practical and fair and economical in your judgment.

This is not such a bill.

I wonder if you understand this bill. This bill not only provides for a bond issue to be submitted to the people but it first establishes into law this road map compelling by statute that the good gravel roads of northern Iowa shall be torn up and paved. That is why this enormous amount of money is required. Let those gravel roads in northern Iowa remain where the travel is light and no bond issue is needed and we can keep within the limits of the constitution.

This bill does not help eastern or southern Iowa. You have voted bonds and they will be paid from the primary fund and you get your roads. I believe that we should have allowed the gravel counties for use on the county roads a percentage of what can be saved by staying by the gravel roads and prevent rivalry among counties to vote debts but in no event do those gravel counties want this terrible waste of paving where the traffic is light and the roads are good.

I look at this map and I see that we have gravelled 3,200 miles of road. In the past two years we have reduced the ungraded road from 1,700 to 1,000 miles.

We already have about a thousand miles paved. In southern Iowa the work has been slow and the work should be concentrated into those districts.

I don't see how anyone in eastern or southern Iowa can vote for this bill. It encumbers all of the property of Iowa, not to pave the dirt roads, the present law does that but this bill paves northern Iowa where the roads are good and are serving well and no one there is demanding pavement and it calls for an expenditure so great that even the constitution would have to be changed to meet it.

This bill does not help the slow counties.

This bill will spend a million dollars to pave the good gravel roads of Humboldt county, and will be practically a million dollars wasted. The people there don't want it even if it would cost them nothing. Their roads are good and serve well and no one complains of them.

Forty million dollars will be used to replace these good roads where the travel is light and there is no call for cement. The people in northern Iowa understand the inequality between the gravel counties and the rough counties and they are willing that the money go to the rough counties until their roads are completed. They don't want the money wasted to pave the gravel roads.

It is the duty of the Legislature to guard the people from wastful expenditures. With a slogan, a good press agent and plenty of money anything can be put over on the people if the negative is not brought before them and with all of the money to be made out of roads you know what is going to happen if we approve this thing and allow it to be sold to the people.

Iowa is not in a position to assume this extraordinary debt. A debt going beyond the limits even of the Constitution. We don't know yet that farm products are going to bring such prices as to bring the state out of trouble. We are not out of danger and we should not go to the extreme of letting down the Constitution to put the state in debt so long as it can be avoided simply by keeping the gravel roads that we now have and paving only the dirt roads and the parts of the gravelled roads where the traffic is extremely heavy.

Boiled down to its last analysis, this bill provides that enough of the lightly traveled part of the good gravel roads be torn up and paved to absorb more than all of the difference between \$66,000,000 county bonds and \$100,000,000 state bonds.

The counties outside the gravel district get the use of this money for a time to hasten their paving but it finally goes toward absorbing the \$40,000,000 to be wasted in paving the lightly traveled portion of the well gravelled roads of North Central Iowa.

By saving these gravel roads we could cut the auto license fee in two by the saving.

If the bill is to be explained to the people, it should contain these facts.

Then we need no extra bond issue.

Patterson of Kossuth filed the following explanation:

EXPLANATION OF OPPOSITION TO SENATE FILE NO. 1

It seems to me that the great daily newspapers of this state have through the press columns been *biased* on this question. I have felt for some time that the arguments against this bond issue have not received the consideration that they deserve at the hands of the reporters particularly the Des Moines Register, and I regret that very much. It puts us at a disadvantage when this question goes to the people in this manner.

I have before me a copy of the Des Moines Register, March 12th, from which I read as follows:

"Foes of submission of the bonding question to the voters, chief among whom in the House is Patterson of Kossuth have insisted that the bill provides for a total bond issue of \$143,000,000 instead of \$100,000,000".

There are two misrepresentations in that statement, the first is, I did not at any time insist on this floor that this total indebtedness was \$143,000,000. I merely pointed out that it was *admitted* by the sponsors of the bill, and again I am held up as one of the foes of submitting this question to the people of the State. That is not fair to me. I am opposed to this bill. I believe that there is a good deal of misunderstanding as to just how we should approach this problem.

The argument—let the people rule and the statement that the legislators are not supposed to think but act is a weak one. If we would use our thinkers we would not act, except to vote against the bill. I believe there is a misunderstanding on that point.

The statesmen who wrote the Constitution understand the dangers of enormous public indebtedness. They were not willing to trust the General Assembly alone on that matter, seeing the danger which might grow out of it. They wanted you to analyze this question and decide upon its merits but they were not satisfied with that. They wanted to throw an additional safeguard against debt. That is the reason of that provision in the Constitution.

The writers of the Constitution never intended that the legislature should substitute "let the people rule" for serious, intelligent consideration of any measure.

This legislature should come up to this problem of debt with a high purpose of dissecting and analyzing this problem that we can arrive at the right conclusion. I do not believe that we are coming to it in that frame of mind. There are too many who feel that the only question is whether

the people shall decide it or not. That is not so. This General Assembly should decide the matter solely on the merits of the bill itself and not hide behind that false slogan "Let the people rule."

I understand that we who are opposed to this bill have been accused in the press of "playing politics", that inasmuch as the bill is going to pass we are just talking for time. That is to say, we who are opposed to the bill are insincere. I do not believe that any representative of the press has any right to say that we are insincere—has no right to question our motives. These members are sincerely against this bill and are not playing politics.

I am against this bill. I think the state of Iowa is not warranted in assuming this debt.

With the purpose of getting information I wrote to the Department of Agriculture to get facts. I discovered that from the years 1921 to 1926, Iowa spent \$205,000,000 on highways, New York \$374,000,000. We spent two-thirds as much as New York during that six-year period. Illinois spent \$305,000,000 against our \$205,000,000. We spent two-thirds as much as did the state of Illinois. Before an individual should attempt the assumption of any more debt he should take into consideration the debt which he already has, his ability to pay, his income, his prospects. How does the state of Iowa compare with the states of New York and Illinois in point of ability to pay.

The following facts are from the commission of internal revenue. From 1921 to 1925 the total earnings of the people of New York, and that includes personal and corporate, was \$32,000,000,000. The earnings of Iowa are \$1,780,000,000 and we spent two-thirds as much money on highways as did New York. New York had about twenty times the ability to spend as Iowa as indicated by their earnings.

What about Illinois. Illinois earnings were \$13,785,000,000. Seven times as much ability in Illinois as indicated by the earnings of the people as Iowa and yet we have been spending over a period of six years two-thirds as much as did either one of these two eastern states. We have not been slackers in road building. We have compared very favorably with each of these two states.

Now we are being urged by the Governor and others to embark on a program of road building that will make us excel all the states of the Union. Are we in condition to do that? I don't think we are. I have made some inquiries in regard to this question of public debt and I discovered this, that when we include the national debt, the state and local debt for Iowa (if this bill passes) we will have a public debt in Iowa of over \$300.00 per person. That means about \$1,500.00 for every head of a family.

My friends and gentlemen of the House in order that you may fully understand the size of that debt, \$1,500.00 public debt for the head of each family in Iowa, I want to read you just a line or two from figures presented by the Joint Commission of Agriculture Inquiry.

In 1921 we found that the average reward for labor and risk and management for farmers for 12 years, from 1909 to 1920, and I want you to notice this that those years include the three world war years and do not include the three last years when prices have been most disastrous—\$635.00.

You can deduct from the \$635.00 what is needed to maintain a family in order to provide for their natural growth and development, and see how long it is going to take that family to pay off that \$1,500.00 of public debt. Fifteen hundred dollars of public debt per family is a real public debt and now while we are on the question of public debt I want to present another angle of it which should receive your consideration and which has not been mentioned yet.

When Prof. E. R. A. Seligman appeared before the Ways and Means Committee in Congress last year on the question of income tax he made this statement:

“There is the question of the tax exempt bond. We are gradually developing in this country precisely the same thing that brought France to its ruin under the ancient regime. In France it was the immunities from taxation that caused the revolution.

What are we doing? We now have all of our federal bonds tax exempt and all of our state and municipal bonds—\$14,000,000,000 of them now, and increasing every year by a billion or two—tax exempt. You gentlemen do not seem to be able to agree upon a method which is going to prevent this country from lining up into two great social camps. It is bound to come if we go on this way. We are going to have a mass of people who pay taxes and a class of people who do not pay taxes. That is what we are headed for under our present system.”

This statement was not made by a demagog or a radical, but by one of the most learned economists in the world. This bill means nothing more than that we are taking one more step in this movement which means social disintegration.

If this bill becomes law there is no question but what the farmers of Iowa are going to pay their full share. Even assuming that you men are right that a direct tax will never be imposed there is some doubt about it though, even if it is paid in the long run out of the gas tax, motor vehicle fee, you will all agree that the farmer is going to pay his full share, and he is going in addition to bear a goodly part of that portion which other people pay in first instance. He is going to pay his full share and in the final analysis bear more than he first paid. That being the case it is only proper that we should therefore examine quite closely into the condition of the farmer and that is not enough either. We should make a careful survey of his prospects. What are they? What are his conditions? Let me tell you. Henry C. Taylor, who for many years was connected with the Department of Agriculture, has compiled the following figures:

In 1909 the farmers of the nation received about 20 per cent of all the income of the people. There was a little increase during the years of the war, but in 1920 the tide turned against the rural people with a ven-

geance and in 1925, the farmers, constituting 25 per cent of the population, received only 14 per cent of the income. For the last five years now the farmers, constituting about 26 per cent of the population, have been getting only 10 per cent of the income. What does that mean to you, gentlemen of the House? Can you by law segregate 26 per cent of the population and give them only 10 per cent of the income and over a long period avoid peasantry? You cannot do it. You will lower the standard of living and you can't avoid it.

Some time ago I sent to the National Board of Economic Research for a report made by the Business Men's Commission on Agriculture and I want to tell you what I found in that. This commission tells us that our condition is a direct result of federal legislation.

Now I come to my point. There is no movement of any consequence in this nation to repeal or materially modify any of these laws. The only thing that we have in sight now is the McNary-Haugen bill. That's all. Is it going to pass? We hope so, but I think you will all agree that the president has given us no indication that he has yet changed his mind. The farm relief bill may not pass and if it does it must necessarily be merely an experiment for some time. We do not know what the results will be until it is tested.

We have here the rural people of the state getting such a measely portion of the income of the people and practically nothing in sight to warrant us in expecting improvement.

That does not tell the whole story, gentlemen. Conditions may get worse. Let me read you something that this Business Men's Commission has found.

Agriculture in this country appears to be subject to certain deep-lying ills which time alone cannot safely be relied upon to cure but may even accentuate.

There is evidence, for instance, that real as well as money costs in the industry are rising:

1. That we are not keeping our old superiority over competitors.
2. That the fertility of the land is being impaired.
3. That erosion is insidiously and constantly carrying away a layer of irreplaceable surface soil not only from the hillsides but over practically the whole area devoted to the plowed crops.
4. That many, if not most, farmers are, year after year, failing to secure a return equivalent to that which can be obtained in the city by workers of no greater ability.
5. That the comparative advantage of other industries is rapidly increasing.
6. That the obstacles to the extension of markets for farm products are growing more effective.

7. That the difficulties of improving the organization and methods of agriculture are increasing.

8. That the year by year fluctuations in the prices of farm commodities are growing ever more severe and are increasing the hazard under which the farmer carries on his occupation.

9. That the tenancy is increasing.

10. That the quality of the farm population is undergoing a progressive deterioration.

The condition of agriculture in Iowa and the nation is bad despite all of the nice words of the gentleman from Marshall to the contrary. The facts will not bear him up. The condition of agriculture is bad. The farm outlook is bad as is clearly shown by the findings of eminent and able men. I do not believe the condition of this state justifies the assumption of any more debt. Now I have not said a word about private debt. Perhaps you people who live in this region know something of private debt. When you stop and reflect upon the sheriff's sales and the tremendous number of farmers who have lost their farms in recent years, it almost makes me shudder when I get over on that question of private debt. It is enormous. Over \$1,600,000,000 farm mortgage debt in the State of Iowa.

The present apparent popular clamor for more public debt is not a natural one. It has been fostered by rather questionable methods. In the first place many counties have voted favorably largely because of bribes. They were assured certain sums of money if the bond issue carried and were given definitely to understand that they would receive nothing if it failed. This is clearly shown in the Special Report of the Highway Commission which was made in response to a request of the State Senate March 11, 1927. As a sample of what happened I quote the following from page 41 of this report:

Minutes—State Highway Commission

Dec. 28, 1925.

Consideration was given to a communication of December 2 by the board of supervisors of Clinton county requesting that the sum of \$351,000.00 be appropriated from the primary road development fund for use in Clinton county in connection with the proposed million dollar bond issue for the improvement of the primary roads of that county.

It was moved by Commissioner Marston and seconded by Commissioner Holden;

That this request is approved and this appropriation is made only in view of the proposed million dollar bond issue; that if said bond issue should not be adopted by the voters of Clinton county *this motion and the appropriation hereunder from the primary road development fund shall be null and void.* Motion carried.

Clinton county accepted the bribe and voted favorably. It is evident from similar resolutions contained in this report that this development fund bribe or threat—whatever you may wish to call it—was used successfully on some thirteen counties in 1926 and one county early in 1927. When the 42nd General Assembly convened these pernicious proceedings were promptly ordered discontinued by legislative act. (Sec. 43, Chapter 101, Acts of the 42nd G. A.) But great damage had already been done. Over 13 million dollars of debts had been voted largely because of these special “inducements.”

Since then other counties have literally clubbed into line. Take Kossuth county for instance. In 1919, when corn and other farm produce were selling at war prices and while the voters were still under the spell of a very skillful propaganda whereby they were told that unless the proposition carried the county would lose its share of the federal aid, and some other county would get it, a bond issue for one and one-half million dollars carried by a narrow margin. The people soon discovered their mistake and thereafter were very careful to elect supervisors who would not issue the bonds. The boosters for more public debt never slept, however. They carefully prepared the highway bill of 1927. It became law. Kossuth county was then informed that unless the board of supervisors issued the bonds it would receive nothing from the primary road fund aside from what little was needed to merely maintain the primary road. If the bonds were issued the principal and interest were to be paid out of the primary road fund. Thus it would cost the county no more to bond and pave than not to pave. The board of supervisors were thus between the devil and the deep sea. They finally decided to commit what seemed to them to be the lesser of the two crimes. The bonds are now being issued and sold. The county is now going deeply into debt—not because the traffic requires or justifies the paving—but to keep other counties from getting what seemed to many as the tax money belonging to the people of Kossuth county. There is no doubt but that the people of the county would have much preferred to avoid the debt, delay the expensive paving work somewhat and in the meantime more rapidly improve some of the main farm to market roads. And thus it has been that “hook or crook” methods have been used in putting over many county bond issues. Of course, the real motive back of all this was to get a majority of the counties into debt—by fair means or foul. There would then be a situation whereby a sentiment would naturally develop among these counties to shed their debt by transferring it to the state. Thus the present demand for these public debts has been assiduously developed. It is like the drunkard’s thirst—a perverted one.

The people are being misled also as to the durability of this proposed improvement. The sponsors have invariably used the word, *permanent*, when referring to the paved road. The idea, of course, being to get the voter to believing that once the primary roads are paved our road problem is permanently solved. Now a moment’s reflection should convince anyone that this is not so. I believe our paved roads of today are well built. They are durable roads but the improvement is not a permanent one. There is nothing in the world built by man that is really permanent.

Just how long these concrete highways will last is problematical. No one knows. It will depend to a considerable extent on the traffic conditions which will prevail in the future. No one knows just what that will be. At the present time the Iowa law permits a person to transport by motor vehicle a load of fourteen tons at a speed of thirty-five miles an hour. It is possible that with the rapid increase in the mileage of pavement the number of these mighty loads (equal to almost two carloads of hogs) will greatly increase. The legislature will always hesitate to limit the size because of a desire not to intercept or prevent a normal development in motor transportation. How long will these concrete pavements last? No one knows, I repeat. It may be that after we have experimented for ten or twelve years that we may find out that a good many hundred miles of that which is built now will break down under the load.

Our state constitution orders us to retire the bonds in twenty years. Judging from all past experiences with public bonds we are safe in assuming that these bonds will run the limit. Keeping in mind the probable increase in the traffic by heavy and speedy trucks there is some doubt as to whether the roads will outlast the bonds.

This brings us up to another angle of the problem. This bond issue will involve the payment of some \$80,000,000.00 in interest. Since our road problem will likely be as serious twenty years from now as at present, if we were to *build* roads with our tax money instead of turning \$80,000,000 of it over to the tax exempt bond holders as interest we would have at the end of that period some 3,000 more miles of pavement resulting from the pay-as-you-go method than from the debt method. At the end of that time we would have better roads, of course, because they would be newer and again it may be that the traffic conditions on certain roads will oblige us to build them differently than we are doing now.

In the long run we lose in many ways by borrowing so much and building rapidly. What we gain in time will never compensate us for these other losses. How much do we stand to gain in time? In a speech delivered before the Good Roads Association on December 3, 1925, chief engineer Fred White in speaking of the proposed bond issue (and he was referring to the difference in time of completing the paving by the debt method and the pay-as-you-go method), said: "Suppose we take the average time of completion (it being the more conservative) then the difference between the two plans is four and one-half years."

Still another reason why the 42nd General Assembly should not pass this bill lies in the fact that a majority of the members appear to have made preelection pledges to oppose the bond issue. They have no moral right to abandon that pledge before the term for which they were elected has expired.

Again this bond program, if carried out as planned, will insure nigardly treatment of the farm to market roads for practically one whole generation. It is the avowed purpose of this measure to tie up all the available motor vehicle fees, federal aid and a goodly portion of the gas tax money for many years. The primary roads constitute only about 6 per cent of our road mileage. The 94 per cent are secondary roads. These

are the market roads. What then are we going to do about these roads? The men in the state of Iowa who have been so active in fostering paving on the primary roads care absolutely nothing about what happens to the farmer and his roads. He is left out in the cold. He is at this time enormously overloaded with taxes. Everybody admits it. From now on if he would have passible roads he will have to submit to still greater property tax levies. It is a mistake to adopt a road building policy which discriminates so unfairly against the rural people.

Reimers of Lyon filed the following explanation:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE: I wish to assure you that my remarks in connection with this bill shall be very brief, and I am not going to discuss the phases of Senate File No. 1 as has already been taken up by other gentlemen on this floor, but I wish to approach this matter from a different angle.

I have realized that in the expenditure of one hundred million dollars, and that is what is contemplated by this Act, and I have heard of other figures, one hundred and forty-three million, also as high as four hundred million have been mentioned. It strikes me that we are handling a great economic question, in which the whole state of Iowa is deeply concerned. And in this connection I want to quote to you from a noted authority on fiscal affairs, Mr. Raymond P. Chase, the auditor of Minnesota, who has also been president of the National Association of Comptrollers, Auditors and Treasurers, has made a survey in this state, as well as in other states of this nation. This survey I hold in my hand, and from it I want to leave you some figures and statements that in my judgment have a deep bearing upon this question of economics, and on the question of bonded indebtedness. This country of ours, including all the states and Iowa, have been bonded at a rapid rate. We have bonded for this and for that, and every other thing, and I was interested to learn from this survey as to how Iowa compared with the sister states, and on this page which I now show to you, in the first column of figures that you see, I was interested to see how Iowa compared in bonded indebtedness during the period from 1902 to 1912, and I discovered that eighteen states exceeded Iowa in bonded indebtedness during that period. Then I looked over into the second column, which is from 1912 to 1922, and I was interested to know how Iowa stood as compared with other states during that period, and I discovered that there were only six states that exceeded Iowa in the amount of bonded indebtedness. This, gentlemen of the House, is clear to me, and shows that during that ten year period Iowa has beaten twelve other states in the mad rush for spending money for various public purposes, and had this investigation of bonded indebtedness continued from 1922 to the present date, it would not surprise me at all if Iowa today stands at the head of the list in taking upon herself loads of debt.

Now, there is always a consequence to this program of bonding. They must be paid sometime, and what is the result? High taxes cannot help but follow. And in this same statement of Raymond P. Chase the point is made that schools, roads and interest are the principal reasons for

high taxes. If we load upon our state the added interest upon the added millions of debt contemplated by this Act, it would not surprise me that interest in our state would excel some of the other expenditures, namely, roads and schools.

The state of Ohio has this experience. Of ninety cities in that state that have a population of over five thousand inhabitants, out of every one hundred dollars in taxes that these cities pay, the average expended for interest out of these ninety cities, forty-eight dollars goes for interest, and the remainder for other purposes. There are cities in Ohio where the interest charge on their debt absorbs as much as seventy per cent of the taxes paid. Can Iowa endure such a burden when we take into consideration other economic phases in our state that the people in this state also have to contend with?

I wish to bring to your attention at this time a weekly newspaper that was placed on my desk a few days ago. Most likely many of you have seen it, coming to us from Hancock county, where attention is called to an interest refund that they wish to have for some improvement on their primary road, and as I looked at that sheet of this weekly newspaper, I looked at this left hand column, which I now show you, and there found the news item that a session of the district court was going to be held in that county, and as I read down the list of cases cited for trial, I discovered that there were some fifteen or twenty foreclosures, totaling up a sum of almost one hundred and twenty thousand dollars. This is in one county. Multiply this by the terms of court in the county, and by the number of counties in the state, for the conditions in one county are comparable with those in others, and you arrive at some conception of the dire straits that many of our Iowa people are in today.

I want to tell you, gentlemen of the House, that today there are many people in our state that know not how to meet the expenses of their daily needs, and are lying awake nights and praying that sometime relief might come. I leave it to your candid consideration, is Iowa at this time in a position to take on a large burden of debt, whether it be for roads or other purposes?

Now, I come to the second part of my talk, and that one also is not any more pleasant than the story that I have just related to you regarding the bonds.

Now, I trust that the gentlemen of this house will not feel that I am presumptuous. During my experience in the last two legislative sessions, I have always held the highest regard and respect for every member of this legislature, and I believe I have arrived at the time in my life where I have learned that there are more things that I don't know than I do, but I have some firm convictions in my mind, and have made a study along that line that deals with the phase of the legislation that we have contemplated in this extra session, that to me seems is not right and lawful. I question the propriety and the legality of the pledge system of legislation. I hold and maintain that every member that serves in

this legislature must approach his task of duty with an open mind, and that has not been the case in this extra session.

When a man makes a pledge, he feels that he is under obligation to keep his word. I would feel that way myself, and I am sure that you gentlemen feel just as any honorable man would feel, that he was under obligation to keep his word. When the members of the legislature come into this session with a pledge hanging over them, they are laboring under a moral obligation which they feel to whom they made this pledge, and are under a compulsion to fulfill it. This is not properly serving the public. The people of Iowa have a perfect right to expect that members of the legislature shall assemble in formal session and shall counsel and deliberate and discuss all public questions with a free and open mind, unhampered by any pledge or promise. That has not been the case here.

What would you think of a juror, serving on a lawsuit, wherein it was disclosed that he had made a pledge to either the plaintiff or defendant. The opposing counsel could immediately move for a retrial of that case, and the court would in every case sustain the motion, I believe. Now, I would not have you understand that the meeting of the legislature is the same as a trial in a district court, but the duties of a juror and the members of the legislature, are in many ways identical. Both juror and legislator are invested with discretionary powers, and if it is discovered that such officers labor under a pledge or a promise, they are thereby disqualified from serving in that capacity. That is the case here. I have been advised by members of the House that they have been approached in their respective districts by solicitors that sought to commit the members to vote for this hundred million dollar bond proposition before the bill itself was before the consideration of this House. This evil is aggravated by the fact that the pledges were made in writing.

I regret deeply that this has occurred in connection with this special session, but that is too late now and cannot be remedied. But I trust that never in the years to come will it ever happen again in our fair state. And I trust that the press of this state will give some recognition to the remarks here made, that the people of Iowa might know what has been a factor in this road legislation.

Now, I had some extended comments to make with reference to the road bill. The gentlemen that have preceded me have ably taken up our road question, and I do not wish to indulge the patience of this House with long and extended remarks, but I wish to resent one inference that has been thrown over this body by the proponents of this bill, that Iowa is behind in her road building program. She is not. It is fitting to compare our state with Minnesota. We both have about the same population, and figures will show that on a per capita basis we are spending as much as Minnesota does. Their expenditure is eighty-six dollars per capita, and ours is eighty-five. Very little difference. On that basis, Iowa compared with Illinois, we are spending twice as much as Illinois, and two and a half times as much as the state of New York.

On the question of road expenditure, it should also be taken into consideration the ability to pay.

I was recently advised by a member of the highway commission that at the end of the 1928 road building program we will have twenty-five per cent paved, and over fifty per cent surfaced with gravel, leaving a remainder of under twenty-five per cent, which can be reached in a comparatively short time. I recall the statement in this house last winter by the chief engineer of the highway commission, that under the present plan, it would be possible to bring the entire primary system up to a gravel stage within five years.

Road building in Iowa is going forth at a rapid rate. Last year, during the month of August, roads were surfaced at the rate of two miles a day. Today it is possible to reach over sixty of the county seat towns from the state capitol on a surfaced road. The remaining counties that cannot be reached might be added to this list in a short period of time.

I contend, in the face of all these facts that I have stated to you, regarding our economic condition, whether it is wise and prudent that we launch into this huge program of debt, represented by bonds that total one hundred million dollars of state bonds, and the county road bonds already an existing obligation.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 14, 1928.

The House met pursuant to adjournment, Speaker pro tempore Mathews in the chair.

Prayer was offered by the Rev. Henry McCraven, of Des Moines, Iowa.

Journal of March 13th corrected and approved.

Wilson of Tama called up Senate Concurrent Resolution No. 8, relative to the printing of five thousand copies of Senate File No. 1, as found on page 131 of the Journal of March 13th.

Wilson of Tama moved to amend the concurrent resolution by striking the figures "(500,000)" in line three (3) and inserting in lieu thereof the figures "(100,000)".

Haney of Mills moved as a substitute for the pending amendment to Senate Concurrent Resolution No. 8, the following:

Amend by striking the words "with explanatory notes prepared by the Highway Commission".

Patterson of Kossuth moved that Senate Concurrent Resolution No. 8 and all amendments be laid on the table.

On the question "Shall the Senate Concurrent Resolution be tabled?" a roll call was demanded.

The ayes were, 38.

Allen	Fleming	Krouse	Roberts
Anderson	Griswold	Lovrien	Rutledge
Bair	Hale	McCaulley	Saunders
Barnes	Haney	McIlrath	Smith
Bauer	Hattendorf	Nelson	Torgeson
Berry	Held	Oliver	Vaughn
Buchmiller	Helgason	Patterson	Venard
Bush	Hill	Prichard	Wamstad
Christophel	Hopkins	Reimers	Wolfe
Craig	Huff		

The nays were, 45.

Akin of Carroll	Cole of Delaware	Eden	Gilmore
Blackford	Copeland	Hammer	Greene
Charlton	Eckles	Elliott	Grimwood

Hansen	Iekis	Maxfield	Simmer
Harrison	Istad	Nagle	Stepanek
Heald	Johnson of Marion	Hayes	Thomas
Hempel		Ontjes	Troup
Hines	Kennedy, J. P.	Pattison	Truax
Hollingsworth	Kennedy, W. S.	Ratliff	Walrod
Hollis	Kent	Rice	Wilson
Hubbard	Knutson	Rust	
Hunt	Mathews	Ryder	

Absent or not voting, 25.

Aiken of Ida	Hagglund	Kline	Miller
Bixler	Hanson	Knudson	Quirk
Blythe	Johnson of	Laughlin	Springer
Cole of Harrison	Dickinson	Lichty	Thompson
Crozier	Johnson of	McIntosh	Wagner
Forsling	Keokuk	McMillan	Mr. Speaker
Hager	King	Martin	

Motion lost.

Johnson of Marion moved the previous question on the motion by Haney of Mills.

Motion prevailed.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for 9:30 a. m. today:

A. V. BLACKFORD
H. M. GREENE
ROY HANEY
D. A. VAUGHN
F. D. ICKIS

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Aiken of Ida, Bixler, Blackford, Forsling, Hager, Hagglund, Hanson, Johnson of Dickinson, King, Laughlin, McMillan, Miller, Quirk, Springer, Thompson, Wagner and Speaker Carter.

On the question "Shall the substitute amendment by Haney of Mills be adopted?" a roll call was demanded.

The ayes were, 45.

Allen	Berry	Craig	Hattendorf
Anderson	Blythe	Fleming	Held
Bair	Buchmiller	Griswold	Helgason
Barnes	Bush	Hale	Hill
Bauer	Christophel	Haney	Hopkins

Hubbard	McIlrath	Prichard	Smith
Huff	Maxfield	Reimers	Torgeson
Knudson	Nelson	Roberts	Truax
Krouse	Oliver	Rust	Vaughn
Lovrien	Ontjes	Rutledge	Venard
McCaulley	Patterson	Saunders	Wamstad
			Wolfe

The nays were, 47.

Akin of Carroll	Grimwood	Johnson of	Hayes
Blackford	Hansen	Marion	Pattison
Charlton	Harrison	Kennedy, J. P.	Ratliff
Cole of Delaware	Heald	Kennedy, W. S.	Rice
Cole of Harrison	Hempel	Kent	Ryder
Copeland	Hines	Kline	Simmer
Crozier	Hollingsworth	Knutson	Stepanek
Eckles	Hollis	Lichty	Thomas
Eden	Hunt	McIntosh	Troup
Hammer	Ickis	Martin	Walrod
Elliott	Istad	Mathews	Wilson
Gilmore	Johnson of	Nagle	
Greene	Keokuk		

Absent or not voting, 16.

Aiken of Ida	Hanson	Laughlin	Springer
Bixler	Johnson of	McMillan	Thompson
Forsling	Dickinson	Miller	Wagner
Hager	King	Quirk	Mr. Speaker
Hagglund			

Amendment lost.

Simmer of Wapello moved that Hager of Allamakee be excused from the call of the House.

Grimwood of Jones moved to amend the motion by including all the members that are absent from the call of the House.

Haney of Mills moved that all members who were excused from the call of the House be excused without pay.

Haney of Mills asked and obtained unanimous consent to withdraw his amendment.

On the question "Shall the amendment by Grimwood of Jones be adopted?" a roll call was demanded.

The ayes were, 65.

Akin of Carroll	Copeland	Crozier	Gilmore
Blackford	Craig	Eckles	Greene
Blythe	Christophel	Eden	Grimwood
Buchmiller	Cole of Delaware	Elliott	Hale
Charlton	Cole of Harrison	Fleming	Hammer

Hansen	Johnson of	McIntosh	Ryder
Harrison	Keokuk	Martin	Saunders
Hayes	Johnson of	Mathews	Simmer
Heald	Marion	Maxfield	Stepanek
Hempel	Kennedy, J. P.	Nagle	Thomas
Hines	Kennedy, W. S.	Ontjes	Troup
Hollingsworth	Kent	Pattison	Truax
Hollis	Kline	Prichard	Vaughn
Hubbard	Knutson	Ratliff	Venard
Hunt	Lichty	Rice	Walrod
Ickis	Lovrien	Roberts	Wilson
Istad	McCaulley	Rust	

The nays were, 24.

Allen	Bush	Hill	Nelson
Anderson	Helgason	Hopkins	Oliver
Bair	Griswold	Huff	Patterson
Barnes	Haney	Knudson	Reimers
Bauer	Hattendorf	Krouse	Wamstad
Berry	Held	McIlrath	Wolfe

Absent or not voting, 19.

Aiken of Ida	Hanson	McMillan	Springer
Bixler	Johnson of	Miller	Thompson
Forsling	Dickinson	Quirk	Torgeson
Hager	King	Rutledge	Wagner
Hagglund	Laughlin	Smith	Mr. Speaker

Motion prevailed.

Allen of Pocahontas moved that the call of the House be raised.

Motion prevailed.

CALL OF THE HOUSE

The following call of the House was filed.

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate Concurrent Resolution No. 8:

BYRON G. ALLEN
S. A. BARNES
G. W. PATTERSON
T. L. WOLFE
G. W. SMITH

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Aiken of Ida, Bixler, Blackford, Forsling, Hager, Hagglund, Hanson, Johnson of Dickinson, King, Laughlin, McMillan, Miller, Quirk, Springer, Thompson, Wagner and Speaker Carter.

Simmer of Wapello moved that all members absent be excused from the call of the House.

Motion prevailed.

Knutson of Cerro Gordo moved that the concurrent resolution be laid on the table.

Motion prevailed and the concurrent resolution was tabled.

Ratliff of Henry moved that Crozier of Mahaska be excused for the day.

Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 9, memorializing the Congress of the United States to pass at this session agricultural surplus control legislation.

WALTER H. BEAM, *Secretary.*

SENATE CONCURRENT RESOLUTION NO. 9

Senate concurrent resolution memorializing the Congress of the United States to pass at this session agricultural surplus control legislation.
Be It Resolved by the General Assembly of the State of Iowa:

Section 1. That the Senate of the 42nd General Assembly of Iowa convened in extra session, the House concurring, hereby memorialize the Congress of the United States to pass at this session effective agricultural surplus control legislation as embodied in the McNary Bill in the Senate and the Haugen Bill in the House each containing the equalization fee.

Sec. 2. That a copy of this resolution shall be transmitted by wire to the President of the United States Senate and to the Speaker of the House of Representatives of the United States, and to the Chairman of the Agricultural Committees of each House of Congress.

Wilson of Tama asked and obtained unanimous consent for the immediate consideration of Senate Concurrent Resolution No. 9, and moved its adoption.

On the question "Shall the concurrent resolution be adopted?" a roll call was demanded.

The ayes were, 86.

Akin of Carroll
Allen
Anderson

Bair
Barnes
Bauer

Berry
Blackford
Blythe

Buchmiller
Bush
Christophel

Cole of Delaware	Held	Knudson	Reimers
Copeland	Helgason	Knutson	Rice
Craig	Hempel	Krouse	Roberts
Eckles	Hill	Lichty	Rust
Eden	Hines	Lovrien	Rutledge
Elliott	Hollingsworth	McCaulley	Ryder
Fleming	Hollis	McIlrath	Saunders
Gilmore	Hopkins	McIntosh	Smith
Greene	Hubbard	Martin	Stepanek
Grimwood	Huff	Mathews	Thomas
Griswold	Hunt	Maxfield	Torgeson
Hale	Ickis	Nagle	Troup
Hammer	Istad	Nelson	Truax
Haney	Johnson of	Oliver	Vaughn
Hansen	Keokuk	Ontjes	Venard
Harrison	Johnson of	Patterson	Walrod
Hattendorf	Marion	Pattison	Wamstad
Hayes	Kent	Prichard	Wilson
Heald	Kline	Ratliff	Wolfe

The nays were, none.

Absent or not voting, 22.

Aiken of Ida	Hager	Kennedy, W. S.	Simmer
Bixler	Hagglund	King	Springer
Charlton	Hanson	Laughlin	Thompson
Cole of Harrison	Johnson of	McMillan	Wagner
Crozier	Dickinson	Miller	Mr. Speaker
Forsling	Kennedy, J. P.	Quirk	

Senate Concurrent Resolution No. 9 was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 11, a bill for an act to appropriate a fund for the expenses of the committee of twenty-two (22), organized and created under call of Honorable John Hammill, Governor of Iowa, to carry on the endeavor to procure agricultural relief and equality.

WALTER H. BEAM, *Secretary*.

SENATE MESSAGE CONSIDERED

Lovrien of Humboldt asked and obtained unanimous consent to suspend the rule so as to permit the consideration of Senate File No. 11, a bill for an act to appropriate a fund for the expenses of the committee of twenty-two (22) organized and created under call of Honorable John Hammill, Governor of Iowa, to carry on the endeavor to procure agricultural relief and equality.

Read first and second times.

Lovrien of Humboldt asked and obtained unanimous consent that the rules be suspended and the bill be considered without being referred to a committee.

Allen of Pocahontas offered the following amendment to Senate File No. 11 and moved its adoption:

Amend Senate File No. 11 by inserting in line two (2) of the title after the words and figures "twenty-two (22)" the following: "and the Corn Belt Federation both".

Also further amend Senate File No. 11 by inserting after the words and figures "twenty-two (22)" in line three (3) of section one (1) the following: "and the Corn Belt Federation both".

Simmer of Wapello moved that Senate File No. 11 and all pending amendments be tabled.

On the question "Shall Senate File No. 11 be tabled?" a roll call was demanded.

The ayes were, 16.

Anderson	Haney	Ickis	Oliver
Berry	Hattendorf	Johnson of	Simmer
Cole of Harrison	Hempel	Keokuk	Vaughn
Elliott	Hines	Mathews	Wolfe
Griswold			

The nays were, 57.

Allen	Hayes	Krouse	Roberts
Bair	Heald	Lichty	Rust
Barnes	Held	Lovrien	Rutledge
Blythe	Helgason	McCaulley	Ryder
Bush	Hollingsworth	McIlrath	Saunders
Christophel	Hollis	McIntosh	Smith
Copeland	Hopkins	Martin	Stepanek
Craig	Hubbard	Maxfield	Thomas
Eckles	Hunt	Nagle	Troup
Eden	Istad	Nelson	Truax
Gilmore	Kent	Ontjes	Venard
Greene	Kline	Patterson	Walrod
Grimwood	Knudson	Prichard	Wamstad
Hale	Knutson	Reimers	Wilson
Hammer			

Absent or not voting, 35.

Aiken of Ida	Buchmiller	Forsling	Harrison
Akin of Carroll	Charlton	Hager	Hill
Bauer	Cole of Delaware	Hagglund	Huff
Bixler	Crozier	Hansen	Johnson of
Blackford	Fleming	Hanson	Dickinson

Johnson of Marion	Laughlin McMillan	Quirk Ratliff	Thompson Torgeson
Kennedy, J. P.	Miller	Rice	Wagner
Kennedy, W. S.	Pattison	Springer	Mr. Speaker
King			

Motion lost.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 11:

LEONARD SIMMER
C. A. ANDERSON
ROY HANEY
F. D. ICKIS
E. J. COLE

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Aiken of Ida, Akin of Carroll, Bauer, Bixler, Blackford, Crozier, Fleming, Forsling, Hager, Hagglund, Hanson, Hattendorf, Hill, Johnson of Dickinson, Johnson of Marion, Kennedy, J. P., Kennedy, W. S., King, Laughlin, McMillan, Miller, Oliver, Pattison, Quirk, Ratliff, Rice, Springer, Thompson, Wagner, Speaker Carter.

Rutledge of Webster moved that the members absent from the call of the House be excused.

On the question "Shall the absent members be excused?" a roll call was demanded.

The ayes were, 66.

Allen	Hammer	Kent	Rust
Bair	Harrison	Kline	Rutledge
Barnes	Hattendorf	Knudson	Ryder
Blythe	Hayes	Krouse	Saunders
Bush	Heald	Lichty	Simmer
Charlton	Held	Lovrien	Smith
Christophel	Helgason	McIlrath	Stepanek
Cole of Delaware	Hempel	McIntosh	Thomas
Copeland	Hines	Martin	Torgeson
Craig	Hollingsworth	Mathews	Troup
Eckles	Hollis	Maxfield	Truax
Eden	Hubbard	Nagle	Vaughn
Elliott	Hunt	Nelson	Venard
Gilmore	Ickis	Ontjes	Walrod
Greene	Istad	Patterson	Wamstad
Grimwood	Johnson of	Prichard	Wilson
Hale	Keokuk	Reimers	

The nays were, 7.

Anderson	Cole of Harrison	Hansen	Wolfe
Berry	Haney	Hopkins	

Absent or not voting, 35.

Aiken of Ida	Griswold	Kennedy, J. P.	Pattison
Akin of Carroll	Hager	Kennedy, W. S.	Quirk
Bauer	Hagglund	King	Ratliff
Bixler	Hanson	Knutson	Rice
Blackford	Hill	Laughlin	Roberts
Buchmiller	Huff	McCaulley	Springer
Crozier	Johnson of	McMillan	Thompson
Fleming	Dickinson	Miller	Wagner
Forsling	Johnson of	Oliver	Mr. Speaker
	Marion		

Motion prevailed, and absentees were excused.

Reimers of Lyon moved the previous question on Senate File No. 11 and all pending amendments.

Motion prevailed.

On the question "Shall the amendment by Allen of Pocahontas to Senate File No. 11 be adopted?" a roll call was demanded.

The ayes were, 32.

Allen	Haney	Huff	Patterson
Anderson	Hansen	Knudson	Reimers
Barnes	Hattendorf	Krouse	Simmer
Berry	Held	McIlrath	Torgeson
Bush	Helgason	McIntosh	Troup
Cole of Harrison	Hines	Nelson	Venard
Gilmore	Hollis	Oliver	Wamstad
Griswold	Hopkins	Ontjes	Wolfe

The nays were, 42.

Bair	Grimwood	Kent	Rust
Blythe	Hale	Lichty	Ryder
Charlton	Harrison	Lovrien	Saunders
Christophel	Hempel	McCaulley	Smith
Cole of Delaware	Hollingsworth	Mathews	Stepanek
Copeland	Hubbard	Martin	Thomas
Eckles	Hunt	Maxfield	Truax
Eden	Ickis	Nagle	Vaughn
Hammer	Istad	Hayes	Walrod
Elliott	Johnson of	Prichard	Wilson
Greene	Keokuk	Roberts	

Absent or not voting, 34.

Aiken of Ida	Bixler	Craig	Forsling
Akin of Carroll	Blackford	Crozier	Hager
Bauer	Buchmiller	Fleming	Hagglund

Hanson	Kennedy, J. P.	McMillan	Rutledge
Heald	Kennedy, W. S.	Miller	Springer
Hill	King	Pattison	Thompson
Johnson of Dickinson	Kline	Quirk	Wagner
Johnson of Marion	Knutson	Ratliff	Mr. Speaker
	Laughlin	Rice	

Amendment lost.

Lovrien of Humboldt asked and obtained unanimous consent to suspend the rule prohibiting the second and third readings of a bill on the same day.

Lovrien of Humboldt moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 66.

Allen	Harrison	Knudson	Rutledge
Bair	Hattendorf	Knutson	Ryder
Barnes	Hayes	Lichty	Saunders
Blythe	Heald	Lovrien	Smith
Bush	Held	McCaulley	Stepanek
Charlton	Helgason	McIlrath	Thomas
Christophel	Hempel	McIntosh	Torgeson
Copeland	Hines	Martin	Troup
Craig	Hollingsworth	Maxfield	Truax
Eckles	Hollis	Nagle	Vaughn
Eden	Hopkins	Nelson	Venard
Elliott	Hubbard	Ontjes	Walrod
Gilmore	Huff	Patterson	Wamstad
Greene	Hunt	Prichard	Wilson
Grimwood	Istad	Reimers	Wolfe
Hale	Kent	Roberts	
Hansen	Kline	Rust	

The nays were, 9.

Anderson	Ickis	Krouse	Wolfe
Berry	Johnson of Keokuk	Mathews	
Haney		Simmer	

Absent or not voting, 33.

Aiken of Ida	Hammer	Johnson of Marion	Pattison
Akin of Carroll	Fleming	Kennedy, J. P.	Quirk
Bauer	Forsling	Kennedy, W. S.	Ratliff
Bixler	Griswold	King	Rice
Blackford	Hager	Laughlin	Springer
Buchmiller	Hagglund	McMillan	Thompson
Cole of Delaware	Hanson	Miller	Wagner
Cole of Harrison	Hill	Oliver	Mr. Speaker
Crozier	Johnson of Dickinson		

So the bill having received a constitutional majority was declared to have passed the House and the Title was agreed to.

Lovrien of Humboldt moved to reconsider the vote by which Senate File No. 11 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed, and the motion to reconsider was laid on the table.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following Senate Concurrent Resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution No. 10, memorializing Congress of the United States to pass such legislation and make such appropriations as is necessary to continue to carry on most efficiently and effectively the work of the combating of the European Corn Borer.

WALTER H. BEAM, *Secretary.*

SENATE CONCURRENT RESOLUTION NO. 10

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. That the Senate of the 42nd General Assembly of Iowa convened in extra session, the House concurring, hereby memorialize the Congress of the United States to pass such legislation and make such appropriations as is necessary to continue to carry on most efficiently and effectively the work of the combating of the European Corn Borer, and preventing and checking its spread throughout the agricultural areas of the United States.

It is particularly urged that the appropriation for that purpose be not decreased so as to retard the fight upon this bill.

Sec. 2. That a copy of this resolution shall be transmitted by wire to the President of the United States Senate and to the Speaker of the House of Representatives of the United States, and to the Chairman of the Agricultural Committees of each House of Congress.

Cole of Delaware asked and obtained unanimous consent to call up Senate Concurrent Resolution No. 10 at this time and moved its adoption.

Motion prevailed.

On motion of Grimwood of Jones the House adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Mathews in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate returns without action House File No. 5, relating to the purchase or condemnation of road building materials.

Also: That the Senate has passed the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 1, relative to the maintenance and construction of secondary roads and to make an appropriation for the expense of said commission.

WALTER H. BEAM, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Joint Resolution No. 1.

FRED R. BLYTHE,
Chairman House Committee.

WM. H. KLEMME,
Vice-Chairman Senate Committee.

Report adopted.

BILLS SIGNED BY THE SPEAKER PRO TEMPORE

The Speaker pro tempore of the House announced that, as Speaker pro tempore of the House, he had signed in the presence of the House, the following bill: House Joint Resolution No. 1.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports and finds correctly enrolled:

Senate File No. 10.

FRED R. BLYTHE,
Chairman House Committee.

WM. H. KLEMME,
Vice-Chairman Senate Committee.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House File No. 3. Senate Files Nos. 1 and 8.

FRED R. BLYTHE,
Chairman House Committee.

WM. H. KLEMME,
Vice-Chairman Senate Committee.

Report adopted.

BILLS SIGNED BY THE SPEAKER PRO TEMPORE

The Speaker pro tempore of the House announced that, as Speaker pro tempore of the House, he has signed in the presence of the House, the following bills: House File No. 3 and Senate Files Nos. 5, 6, 8 and 1.

BILLS SENT TO THE GOVERNOR

Blythe of Iowa, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 14th day of March, 1928, sent to the governor for his approval:

FRED R. BLYTHE,
Chairman.

House File No. 3.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Blythe of Iowa, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 11.

FRED R. BLYTHE,
Chairman House Committee.

WM. H. KLEMME,
Vice-Chairman Senate Committee.

Report adopted.

BILLS SIGNED BY THE SPEAKER PRO TEMPORE

The Speaker pro tempore of the House announced that, as Speaker pro tempore of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 10 and 11.

BILLS SENT TO THE GOVERNOR

Blythe of Iowa, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 14th day of March, 1928, sent to the governor for his approval:

House Joint Resolution No. 1.

FRED R. BLYTHE, *Chairman.*

Report adopted.

SENATE CONCURRENT RESOLUTION NO. 1

Grimwood of Jones called up Senate Concurrent Resolution No. 1 providing for final adjournment and offered the following substitute amendment and moved its adoption:

Be It Resolved by the Senate, the House concurring, That this extra session of the Forty-second General Assembly adjourn sine die at 2:00 o'clock p. m., March 14, 1928.

Motion prevailed and substitute was adopted.

On motion of Grimwood of Jones the House adopted Senate Concurrent Resolution No. 1 as amended.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the House amendment to Senate Concurrent

Resolution No. 1, relative to final adjournment of the special session of the General Assembly.

WALTER H. BEAM, *Secretary.*

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

March 12th—House Files Nos. 2 and 4.

March 14th—House File No. 3 and House Joint Resolution No. 1.

Thomas of Audubon moved that the Speaker pro tempore appoint a committee to notify the Governor that the House was ready to adjourn sine die.

Motion prevailed and the Speaker pro tempore appointed as such committee: Thomas of Audubon, Rust of Franklin and Hopkins of Guthrie.

Simmer of Wapello moved that a committee of three be appointed to notify the Senate that the House was ready to adjourn sine die.

Motion prevailed and the Speaker pro tempore appointed as such committee: Simmer of Wapello, Held of Plymouth, and Troup of Story.

Thomas of Audubon, from the committee appointed to notify the Governor that the House was ready to adjourn, reported that the duty had been performed.

The report was accepted and the committee was discharged.

Simmer of Wapello, from the committee appointed to notify the Senate that the House was ready to adjourn, reported that they had performed their duty.

The report was accepted and the committee was discharged.

A committee from the Senate appeared and notified the House that the Senate was ready to adjourn sine die.

The hour of 2 o'clock p. m., having arrived, Speaker pro tempore Mathews declared the House of Representatives of the Forty-second General Assembly in extraordinary session adjourned sine die.

HISTORY OF HOUSE BILLS IN HOUSE

HOUSE FILES AND JOINT RESOLUTIONS PASSED AND APPROVED

2, 3, 4; J. R. 1.

RECORD OF EACH BILL

H. F.	Page	H. F.	Page
1 By Committee on Roads and Highways. For \$100,000,000 in bonds for highway improvement.		3 By Judiciary Committees. Legalizing defective certificates of acknowledgment.	
Introduced	21	Introduced	22
Considered by Committee of the whole	21	Passed; ayes 99, nays 0	32
Amendments offered	24, 25, 26, 27, 28, 29, 40, 41, 43, 47, 48,	Received back in House	78
Call of the House for	33	Concurred	80
Amendments rejected	35, 36, 37, 38, 39, 40, 41, 44,	Reported enrolled	102
Amendments withdrawn	36, 37,	Signed by Speaker	102
Amendment adopted	47-48	Sent to Governor	107
Resolution for opinion by Attorney General on tabled	41-43	Recalled from Governor	108
S. F. 1 substituted, amendment adopted to H. F. 1 to apply, also pending amendments to H. F. 1	53	Received from Senate	127
2 By Judiciary Committees. certificates of acknowledgment.		Concurred	128
Introduced	22	Reported enrolled	160
Passed; ayes 101, nays 0	30	Sent to Governor	160
Received back in House	78	4 By Judiciary Committees. Judgment liens.	
Concurred	79	Introduced	22
Reported enrolled	102	Passed; ayes 100, nays 0	33
Signed by Speaker	102	Received back in House	78
Sent to Governor	107	Concurred	82
		Reported enrolled	102
		Signed by Speaker	102
		Sent to Governor	107
		5 By Patterson. Condemnation of road building material.	
		Introduced	129
		Passed; ayes 93, nays 9	139

HISTORY OF SENATE BILLS IN HOUSE

SENATE BILLS AND JOINT RESOLUTIONS PASSED AND APPROVED

1, 5, 6, 8, 10, 11; J. R. 1.

RECORD OF EACH BILL

S. F.	Page	S. F.	Page
1 By Committee on Highways. For \$100,000,000 bond issue for highway improvements.		7 By Baird. Exemption from taxation of lands used for air- port purposes.	
Received	53	Received from Senate	114
Substituted for H. F. 1	54	Rejected on motion to suspend rules	120
Call of House to consider	54, 59, 83, 96, 106	8 By Appropriations Commit- tee. National champion drum corps.	
Amendment to H. F. 1 already adopted made applicable	54	Received from Senate	89
Pending amendments of H. F. 1 made applicable	54	Rejected on motion to suspend rules	91
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61, 67, 68, 69, 70, 71, 72, 74, 75, Amendments adopted	55, 62, 65	Passed; ayes 84, nays 17	119
Amendments offered	56, 58, 61, 63, 65, 69, 96	Reported enrolled	160
Passed; ayes 64, nays 43	107	Signed by Speaker	160
Received back from Senate	124	10 By Appropriations Commit- tee. Expenses of this session.	
Receded	125	Received from Senate	89
Concurred	126	Amended	103
Reported enrolled	160	Passed; ayes 97, nays 0	104
Signed by Speaker	160	Received back from Senate	123
5 By Baird. For publication of acts and journals of special session.		Receded	124
Received from Senate	89	Reported enrolled	159
Passed; ayes 96, nays 1	90	Signed by Speaker	161
Reported enrolled	121	11 By Appropriations Commit- tee. Committee of 22.	
Signed by Speaker	160	Received from Senate	153
6 By Stoddard. For refunds from primary road fund.		Motion to table rejected	154
Received from Senate	114	Call of House to consider	155
Call of House to consider	115	Amendment offered	154
Amended	115	Amendment rejected	156
Passed; ayes 92, nays 10	117	Passed; ayes 66, nays 9	157
Reported enrolled	124	Reported enrolled	161
Signed by Speaker	160	Signed by Speaker	161

HOUSE RECORD ON HOUSE JOINT RESOLUTIONS

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1 By Bush. Secondary roads commission.		Reported enrolled	159
Introduced	121	Signed by Speaker	159
Passed; ayes 60, nays 37.....	122	Sent to Governor.....	161

HOUSE RECORD ON SENATE JOINT RESOLUTIONS

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1 By Stoddard. Employees of the extra session.		Passed; ayes 99, nays 0.....	18
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